

# MINUTES } CITY OF PIKEVILLE

## REGULAR MEETING - SEPTEMBER 22, 1986

The Pikeville City Commission met in their regularly scheduled meeting on September 22, 1986 in the regular meeting place at the Old City Hall Meeting Room at 211 Division Street

Mayor Pro Tem Greg Justice called the meeting to order at 7:35 p.m. The following members were present and formed a quorum:

COMMISSIONER:	GREG JUSTICE
	FRANK MORRIS
	ROBERT PAGE

Commissioner Robert Weddle was absent. Mayor Hambley, M.D. arrived at 8:10.

The minutes for the previous regular meeting of September 8, 1986 were included in each Board Member's agenda package. Robert Page made the motion to approve the minutes as submitted. Greg Justice seconded the motion. The motion carried 3 - 0.

In Business from the Floor, Reed Anderson presented a petition with some 160 names objecting to the construction of an asphalt paving plant on Island Creek. Charles Lowe, Sr., was present and was representing Harvey Robinson of Island Creek. Their main concern is that the plant will create a hazardous health situation by the dust pollution emitted from said plant's operation. Mr. Anderson asked the Commission to adopt a resolution to object to the location and operation of an asphalt plant in the City Limits of Pikeville. The Board's Attorney, Russell Davis, gave an opinion that this petition should also be presented to the Zoning Board, but the City could adopt an ordinance banning asphalt plants if it deemed these types of plants harmful to the public's well-being. Frank Morris made the motion to have an ordinance prepared to consider the banning of asphalt plants in the City of Pikeville. Robert Page seconded the motion. The motion carried 3 - 0.

Mr. Anderson argued that this consideration of an ordinance did not solve the immediate problem and again asked that the City Commission adopt a Resolution to protest the location of an asphalt preparation plant in the City of Pikeville and forward this resolution to the Kentucky Environmental Protection Cabinet in the hopes that the permit would be denied. Greg Justice made the motion to adopt such a Resolution. Frank Morris seconded the motion. The motion carried 2 - 1 with Robert Page voting "No". (R-86-015)

Phyllis McAnallen came before the Board and requested that the City repair the sidewalk at 916 Cline Street. Mayor Hambley assured Mrs. McAnallen that if the State's contractor, London Bridge, did not make the repair as part of the boulevard project, the City would make the necessary sidewalk repair.

Joe Amick asked the Commission how long the residents and businesses at the north end of the city would have to deal with the odor problems caused by the Sewage Treatment Plant. Mr. Amick told the Commission that he had to close his business in the afternoon due to the odor. Gary Layne, Water/Wastewater Manager, told Mr. Amick that the City has terminated the septic haulers dumping privileges effective in November and has awarded a contract to Powell Construction to make necessary improvements to operate the plant at capacity and feels this will eliminate this most unpleasant situation.

Jack Sykes, City Engineer, reported on the various City projects underway:

1. Harold's Branch Water Line: There are 8 - 11 homes on Harold's Branch that are not served by the City's water system. The engineer has estimated that the extension of this line would cost \$35,000. It is possible this extension could be funded from the Water Treatment Plant contingencies, but the city needs to apply for approval to the Farmers Home Administration. Resolution R-86-016 entitled - A RESOLUTION TO APPLY TO THE FARMERS HOME ADMINISTRATION FOR LOAN FUNDING APPROVAL FOR THE HAROLDS BRANCH WATER LINE EXTENSION PROJECT - was adopted on the motion of Robert Page, seconded by Greg Justice, and a unanimous vote.

2. Park Street: This storm drain project has been completed.



# MINUTES } CITY OF PIKEVILLE

3. Julius Avenue: The contractor, Polley & Trent, has begun excavation on this project and has asked if the City has a dumping site. The engineer did not think this waste material appropriate for the Day Care Center area and will advise the contractor to find an alternate waste site.

4. South Mayo Trail Utility Line: The Historical Preservation Council has demanded an archeological preservation survey which must be done before the sewage line can be ran. Mr. Sykes has received a bid from Calvert W. McIlhany in the amount of \$6,235.00. References have been checked and found satisfactory. Frank Morris made the motion, seconded by Robert Page to authorize Mr. Carlton to sign the contract with Calvert W. McIlhany in the amount of \$6,235.00 for this required survey. The motion carried unanimously.

5. Mildred McVey: Mrs. McVey had requested at a prior meeting permission to widen Smith Hill Road on City property to develop off street parking. Mrs. McVey has now asked that the City participate in the excavation. The total project is estimated at \$2,500. Frank Morris made the motion, seconded by Robert Page to participate in 30% of the cost of the project. The motion carried unanimously.

City Bills totaling \$79,440.19 were presented for approval of payment. Robert Page made the motion, seconded by Frank Morris to approve payment as requested. The motion carried unanimously.

Project Bills were submitted for approval in the amount of \$44,299.98. Robert Page made the motion, seconded by Frank Morris to approve payment of the seven bills totaling \$44,299.98. The motion carried 3 - 1 with Greg Justice voting to approve all bills with the exception of #6 to R. D. Zande for inspection at the Raw Water Intake for the electrical repairs contract.

Presented to the Commission was a request from Melco-Greer to approve the final fill plans in Poor Farm Hollow. City Engineer Jack Sykes reported that the plans submitted were incomplete. Nancye Caudill of Grouse Point Development reminded the Commission that her company has a lease/option on the Poor Farm area. When the City allowed Melco-Greer to waste up to 50,000 cubic yards of material in this area, one of the stipulations of the agreement provided that Melco-Greer conform to Grouse Point's fill configuration. Ms. Caudill told the Commission that Melco-Greer has wasted in excess of the 50,000 cubic yards and has yet to present their fill plans for her approval. As a result, Grouse Point has paid Summit Engineering \$15,000 for a fill plan which has now been rendered useless; \$10,000 has been paid for clearing and grubbing; and it may now be necessary to relocate a cemetery which has been estimated to cost \$12,000. Ms. Caudill asked that Melco-Greer's request for release be denied and that the City request Melco-Greer conform to the contract or compensate Grouse Point for the added encumbrances. Greg Justice made the motion to this effect. Frank Morris seconded the motion. The motion carried 3 - 1 with Robert Page voting "NO".

Presented to the Commission was a letter requesting approval of retirement from Roger Burgess. Asst. Police Chief Burgess' retirement was contingent upon the City adopting an ordinance increasing the retirement benefits from \$300.00/month to \$500.00/month. The Ordinance was not given second reading.

Resolution R-86-017 was presented to the Commission and read entitled:

RESOLUTION AUTHORIZING AN APPLICATION FOR KENTUCKY HERITAGE COUNCIL FUNDS FOR THE CITY'S DOWNTOWN REVITALIZATION PROGRAM

Frank Morris made the motion, seconded by Greg Justice to adopt the Resolution. The motion carried unanimously.

Charles T. Smith, Fire Chief, came before the Commission and recommended the Commission award the bid for the police/fire radios to Motorola in the amount of \$52,468.25. Due to the anticipated relocation of the police/fire departments, the motion to award this bid failed. Dale Elliott of Motorola told the Commission that the system would probably not be installed for six months and he would move the system free of charge if the department was relocated one year from the date of installation.



## MINUTES } CITY OF PIKEVILLE

Robert Page made the motion to award the Bid to Motorola for the police/fire radio system and pagers for the volunteer firemen in the amount of \$52,468.25. Frank Morris seconded the motion. The motion carried 4 - 0

Resolutions R-86-013 and 014 were presented to the Commission for approval to reappoint Glen McDowell and Jeff Owens to terms on the Housing Authority Board. Frank Morris made the motion to adopt both resolutions. Robert Page seconded the motion. The motion carried unanimously.

Frank Morris made the motion to adjourn to closed session for the purpose of discussing personnel and legal matters. Robert Page seconded the motion. The motion carried unanimously.

Robert Page made the motion, seconded by Frank Morris to reconvene. The motion carried 3-0 (Greg Justice left during closed session).

Robert Page made the motion to authorize the City Attorney and City Engineer to make an offer to the owners of the property where the South Mayo sewer line will be run based on the lower figures submitted. Frank Morris seconded the motion. The motion carried 3 - 0.

Robert Page made the motion to adjourn to September 29, 1986 at 7:30 P.M. Frank Morris seconded the motion. The motion carried unanimously.

APPROVED

*W. G. [Signature]*