

MINUTES } CITY OF PIKEVILLE

REGULAR MEETING - DECEMBER 22, 1986

The Pikeville City Commission met in a regularly scheduled meeting on December 22, 1986 at the old City Hall Meeting Room on Division Street.

Mayor W. C. Hambley, M.D. called the meeting to order at 7:30 P.M. The following members were present and formed a quorum:

COMMISSIONER:	ROBERT WEDDLE
	ROBERT PAGE
MAYOR:	W. C. HAMBLEY, M.D.

Commissioners Greg Justice and Frank Morris were absent.

The minutes of the previous regular meeting of December 8, 1986 were included in each Board Member's agenda package. Robert Page made the motion, seconded by Robert Weddle to approve the minutes as submitted. The motion carried unanimously.

In Business from the Floor, a representative of Perry Distributors, a local Busch products distributor, asked that a loading zone be provided for the Downtown Liquor Store. The closest loading zone is in front of Wilderness Outfitters at the corner of Division and Second Street. When the loading zone is available, unloading is difficult due to the traffic. The distributor explained that his company paid \$400.00 per year for the right to unload in the City of Pikeville. The Commission directed the Eugene Edmonds, Chief of Police, to work out a workable solution with the distributor.

Roger Wagner, owner of Lot C-16 in the Cedar Creek Subdivision, came before the Board to ask what work the City had underway in this area. Mr. Wagner reported that he had his lot surveyed earlier in the day and when he returned to the lot later, he found the stakes taken down, the water line had been dug up to the fire hydrant which is located on Mark Sohn's property, and his property had been encroached upon. Cecil Ray, Public Works Director, said the work was not being done by the city crews. The Commission directed Mr. Ray to find out what the situation is and inform the City Manager and Mr. Wagner.

Carl Billiter appeared before the Commission to dispute the letter which he had received from Mr. Carlton that stated he had been paid \$1,250.00 for his driveway repair which was allegedly damaged by the city's garbage truck. Mr. Billiter had in his possession a check for \$600.00 written in July, 1984. Mr. Billiter said this check was unacceptable to him and demanded to be reimbursed \$1,850.00. There was a lengthy discussion. The City Commission was uncertain as to the exact amount of the damage done by the garbage truck and learned that Mr. Billiter had also paved parking spaces. The City Commission took no action.

City Bills totaling \$67,248.52 were presented for approval of payment. Robert Page made the motion, seconded by Robert Weddle to approve payment as submitted. The motion carried unanimously.

Project Bills in the amount of \$37,423.19 were presented for approval of payment. Robert Page made the motion, seconded by Robert Weddle to approve payment as requested. The motion carried unanimously.

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Robert Pinson, on behalf of the Tourism Commission and Hotel/Motel Board, addressed the Commission relative to the percentage rate for the hotel/motel room tax being raised from 1% to 3%. Mr. Pinson explained that it was his understanding when the ordinance was adopted levying a 1% hotel/motel tax, that on January 1, 1987, it was automatically increased to 3%. Mr. Pinson asked that first reading of the ordinance to increase the rate be deferred until such time it is learned how the Tourism Commission plans to use the funds collected from the 1% rate. The Commission deferred first reading of the ordinance amending the room tax rate.

Jack Sykes, City Engineer, gave a verbal update of projects now underway.

1. WLSI drainage problem: Mr Sykes displayed a map which depicted contours showing the water flow before any filling had been done by the City or Stewart Adams. The City had completed the filling behind the Ramsey House and the drainage flowed property. Mrs. Ward had no drainage problems until Mr. Adams filled his property. It was the City Engineer's opinion that the drainage problem stems from the filling by Stewart Adams. Mr. Sykes has worked out a solution to the problem whereby the City's 8" drain at the edge of Mrs. Ward's property could be lowered. This drain outlet is 9/10ths of a foot higher than the crawlspace. The catch basin in the ballfield parking lot is 2½ feet lower than the bottom of the crawlspace. The upper end of the pipe can be lowered by 1½ft. and still have a foot drop back to the catch basin and will be 6" below the elevation of the crawlspace. The Commission directed Mr. Sykes to prepare a letter to Mrs. Ward explaining this remedy and assure her the City would work with her to remedy her problem by allowing easements on City property for repairs.

2. Julius Avenue: This project is about 67% complete. The contractor will not be able to make his December 25 completion date and has requested a 30 day time extension. Robert Page made the motion, seconded by Robert Weddle to grant the 30 day requested time extension. The motion carried unanimously.

3. Ferguson Creek. The low bidder for this project is Double D. The contract has been signed and a work order issued for work to commence in 10 days and 60 days to complete the project. A letter was submitted to Mr. Sykes from the contractor's supplier saying that the materials will be on a 30 day delay. The contractor has requested a delay in starting the project until good weather. Concern for the amount of fill over the project has been expressed by Cecil Ray and for that reason, Mr. Sykes told the contractor that the contract time had begun and he should begin work immediately.

4. South Mayo Trail Sewer: The engineer's estimate for this project is \$970,000. Received were four bids but the bid opening was delayed until December 30th to allow the bidders time to amend their bids in accordance with the revised labor wage rates.

5. Sign Inventory: The inventory is completed. A need of approximately 600 signs was determined. The grant being received by the city for this project is equivalent to about \$22,000. The working papers will be sent to the State for thier inspection which will take about 45 days. The City will have 6 months to install the signs.

6. Mountain Water District: Their engineer has contacted Mr. Sykes and informed him that FmHA has a problem with the wordking of the contract. Mountain Water District would construct the portion of line inside the

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City limits and donate to the City. FmHA has objected to this because of the use of FmHA money which has liens against it. A proposal has been made whereby the City would charge Mountain Water District a tap on fee in the amount of what it would cost to construct the line. It has been requested that the line from Williams Hollow to the top of the mountain be constructed of PVC pipe instead of the specified ductile iron. Mr. Sykes suggested that if PVC were used that Mountain Water District be given ownership of the line for their maintenance. The Mayor suggested the city funding the \$50,000 cost difference between the line types and retain ownership. There was no action taken.

Second Reading was given to two ordinances entitled:

O-86-022

ORDINANCE GRANTING PIKEVILLE COLLEGE SECURITY OFFICERS POWER TO ISSUE PARKING VIOLATION CITATIONS

O-86-023

ORDINANCE ADOPTING LOADING ZONE (Norton Floral)

Robert Page made the motion, seconded by Robert Weddle to adopt the Ordinances. The motion carried unanimously.

A resolution was presented and read regarding the application to the Department of Local Government for a Land and Water Conservation Grant to develop softball diamonds at the Bob Amos Park. The City Commission resolved to hold 50% of the proposed project costs in reserve to match the Land and Water Conservation Fund assistance. Robert Page made the motion, seconded by Robert Weddle to adopt the resolution. The motion carried unanimously. R-86-024

Fire Chief, Charles T. Smith, recommended that the City Commission award the bid for the mini-pumper to Pierce in the amount of \$48,977. Robert Page made the motion, seconded by Robert Weddle to award a bid in the amount of \$48,977 to Pierce for the purchase of a mini pumper. The motion carried unanimously. Commissioner Page directed Chief Smith to submit a written report to the Commission at their next meeting on deficiencies and suggestions to improve the fire department in order to obtain a lower ISO fire rating.

Upon motion by Robert Page and seconded by Robert Weddle to allow Cecil Ray to purchase a city owned trailer for \$250.00. The motion carried unanimously.

Robert Page made the motion to adjourn to closed session to discuss a legal matter. Robert Weddle seconded the motion. The motion carried unanimously.

Robert Page made the motion, seconded by Robert Weddle to reconvene. The motion carried unanimously.

Robert Page made the motion to accept the settlement offer of \$125,000 from Codell Construction Company for back taxes. Robert Weddle seconded the motion. The motion carried unanimously.

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Robert Page made the motion to grant a merit increase to Ted Herring, Finance Director/City Clerk, from \$2,317 per month to \$2,427. Robert Weddle seconded the motion. The motion carried unanimously.

Robert Page made the motion to adjourn. Robert Weddle seconded the motion. The motion carried unanimously.

APPROVED

