

## MINUTES } CITY OF PIKEVILLE

## REGULAR MEETING - SEPTEMBER 12, 1988

The City of Pikeville Board of Commissioners met in a regularly scheduled meeting on Monday, September 12, 1988 in the regular meeting place at the City Hall Public Meeting Room at 260 Hambley Boulevard.

Mayor Pro Tem, Steve Combs, called the meeting to order at 7:30 p.m. There was a quorum with the following Commission Members present:

COMMISSIONER: STEVE COMBS  
THOMAS HUFFMAN  
JOHNNY MOUNTS

Commissioner Greg Justice and Mayor W. C. Hambley came in at later times.

## MINUTES

The minutes for the Special Meeting of August 15, 1988 and Regular Meeting of August 22, 1988 were included in each Commission Member's agenda package. Thomas Huffman made the motion, seconded by Steve Combs to approve the minutes as submitted. The motion carried 3 - 0.

## CITY BILLS

A list of City Bills totaling \$139,270.82 were presented to the Commission for approval of payment. Thomas Huffman made the motion, seconded by Johnny Mounts to approve payment of the City Bills totaling \$139,270.82. The motion carried 4 - 0 with Mayor Hambley not present at the time of the vote.

## PROJECT BILLS

Project bills totaling \$62,667.54 were presented to the Commission for approval of payment. Greg Justice made the motion, seconded by Thomas Huffman to approve payment of the bills as requested. The motion carried unanimously.

CITY ATTORNEY'S  
REPORTS

Second Reading was given to an Ordinance entitled:

ORDINANCE RENAMING ELM STREET IN THE LAKE JOANN SUBDIVISION, LAKEVIEW DRIVE

Greg Justice made the motion to adopt the Ordinance. Steve Combs seconded the motion. The motion carried unanimously.

Mr. Davis reported that a resolution has been requested to authorize the Finance Director, Virginia Oney, to maintain the safety deposit boxes at First National Bank on behalf of the City of Pikeville. Greg Justice made the motion to adopt a resolution with regard to this matter. Steve Combs seconded the motion. The motion carried unanimously.

Mr. Davis gave the Commission notice that he would be filing suit against Mud Creek Water District.

A summons has been received by the City Attorney's office whereby the City of Pikeville has been sued along with James Justice and Donald Burns for the arrest of a person charged DUI but who claims was in insulin shock.

Mr. Davis reported that he will schedule a meeting with Jim Jones of Mattern & Craig, who did the evaluation of the Water Treatment Plant, to discuss the findings.

Michael de Bourbon on behalf of his client, Dr. Patterson, owner of Phillips Apartments on Welford Alley, have requested an opportunity to remedy the violations on this building and subsequently lift the condemnation order. Mr. Davis reported that he has requested the Building Inspector to list items which would be required to comply with the building code. Greg Justice made the motion to grant a 30 day extension of the condemnation order to take effect at such time the City Attorney gives Mr. deBourbon a list of items to bring into compliance. Steve Combs seconded the motion. The motion carried unanimously.



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## CITY ENGINEER REPORTS

Jack Sykes of Summit Engineering gave the Commission a verbal report of ongoing City Projects:

1. Ratliff's Creek: This water line project is not yet finished. Mr. Sykes reported that the contractor has been notified that he has exceeded his contract time limit and is accumulating penalties at a rate of \$200.00 per day.

2. Fire Station: Assistant Chief, Tommy Hall, requested that the Commission consider approving the addition of a door to the station. Labor and materials will add \$900.00 to the contract. Thomas Huffman made the motion to approve the addition of the door. Johnny Mounts seconded the motion. The motion carried 4 - 1 with Greg Justice voting "NO".

Other progress reports were given on the Coal Run Retaining Wall and the Cut-Thru Overlook.

3. Water Tank Painting: Bids will be presented at the September 26, 1988 meeting for the painting of the Smith Hill and Quail Ridge Tanks. The engineer is also looking at the possibility of a wax coat for the inside of the Road Fork tank.

Mountain Water District is looking at doing a water project in the Yorktown area. They need a source of water to supply this system. They have tentatively agreed to contribute \$100,000 toward the construction of a water line through Yorktown. The estimate of the cost of the water line is \$313,674.00. Mountain Water District will also agree to a minimum purchase per month. This 10" line would provide Yorktown fire protection but would not provide domestic usage. No action was requested at this time.

The Seventh Street to Lorraine Street proposed sidewalk installation was discussed. The Highway Department has offered \$8.00 per foot to replace the curb only. No action was taken.

Mr. Sykes reported that he is in the process of finalizing the South Mayo Trail Sewer Project. He reported that only 1/3rd of the residents are currently tapped in to the sewer system. Mr. Sykes explained that the State will not allow finalization until everyone is forced to hook up or a greater percentage is hooked up. Mr. Carlton reported that a letter will be sent to the residents requiring their hookup prior to October 1, 1988.

4. Sewage Treatment Plant: As per the Agreed Order, Mr. Sykes explained that the first major deadline is that the City must advertise for bid by December 1, 1989. Several alternate funding schemes have been investigated. Will Linder, Grantsman, reported that in trying to locate funding without raising rates, the State has suggested grouping the mall project and sewage treatment plant expansion together. He reported that only one CDBG of \$750,000 is available. Two other loans were discussed - One at 3.8% interest for the \$2.75 million for a 20 year period and a loan for sewage treatment facilities only at 2.8% for either a 20 year or 30 year term. \$520,000 from the mall project will go toward the sewage treatment improvements. Offsite improvements are estimated to be slightly higher than first estimated and the developer, B. D. & E, Development Corporation, has agreed to contribute \$875,000 in cash to assist the offsite improvements. Payback of the UDAG will begin immediately upon completion of the mall construction. The only year that revolving loan payments may create a hardship is 1990 because the mall is not scheduled to be complete until 1991. It was estimated that a 8 - 9% increase in rates may be necessary to cover the \$45,000 additional funds needed to make these loan repayments. Mr. Sykes told the Commission that the 2.8% interest money is EPA backed which will require a "201" Facilities Plan update which is estimated to cost \$12,000. Construction Management and administration fees are also attached to this loan. It was explained that failure to meet the December 1, 1989 deadline would result in a \$100/day fee for the first 45 days of violation and then \$200/day thereafter.



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Thomas Huffman made the motion, seconded by Greg Justice to adopt a resolution authorizing the application for the CDBG grant, and the two revolving loans. Greg Justice seconded the motion. The motion carried unanimously. 014 ~~015~~

Steve Combs made the motion, seconded by Thomas Huffman to authorize execution of an agreement with Will Linder for preparation of the loan applications. The motion carried unanimously. 015

## DEWBERRY & DAVIS

Bob Taylor of Dewberry & Davis made a presentation to the Commission of this firm's qualifications in designing sewage treatment facilities, lines, and engineering work. He also reported to the Commission that a grantsman was on staff. Mr. Taylor explained that Dewberry & Davis will be locating in Pikeville and asked for an opportunity to work with the City of Pikeville.

## STREET MAINTENANCE

Jack Sykes reported on a July, 1988 letter from the Department of Transportation requesting the adoption of resolutions with regard to street maintenance. The resolutions were read entitled:

MUNICIPAL RESOLUTION APPROVING AN AGREEMENT WITH THE KENTUCKY TRANSPORTATION CABINET FOR CERTAIN DELETIONS AND ADDITIONS TO THE STATE PRIMARY ROAD SYSTEM AND THE CITY OF PIKEVILLE STREET SYSTEM AS A RESULT OF CONSTRUCTION PROJECT NO. SSP 098 1384 007-008 (INNER LOOP) AND CONSTRUCTION PROJECT NO. BRZ 1203 (27) (SCOTT AVENUE EXTENSION AND BRIDGE) 016

This resolution provides that the City of Pikeville will accept maintenance responsibility for the Boulevard and Lorraine Street; the roadbed and bridge from Main Street to KY 1426; 1426 near the old Upper Bridge location extending via Hibbard Street, College Street, Huffman Street, Main Street, Scott Avenue; and the dead end at the old Middle Bridge site.

MUNICIPAL RESOLUTION APPROVING AN AGREEMENT WITH THE KENTUCKY TRANSPORTATION CABINET FOR CERTAIN DELETIONS AND ADDITIONS TO THE STATE PRIMARY ROAD SYSTEM AND THE CITY OF PIKEVILLE ROAD SYSTEM AS A RESULT OF CONSTRUCTION PROJECT NO. APD 23-1 (PIKEVILLE CUT-THRU) 017

Thomas Huffman made the motion, seconded by Johnny Mounts to adopt the resolutions as presented and to send a letter of request to the Highway Department that the Boulevard be made a business route which would allow this roadway to be state maintained. The motion carried unanimously.

## POLICE CARS

Bids were opened for two police cruisers. The bids were as follows:

Deskins Motor.....\$26,288.00 for two  
Bruce Walters Ford.....\$12,964.00 each (Crown Victorias)  
Alternate Bruce Walters Bid.....\$11,308.20 each (1989 Mustangs)

Thomas Huffman made the motion, seconded by Greg Justice to award the bid to the low bidder, Bruce Walters Ford for the Crown Victorias at \$12,964 each. The motion carried unanimously.

## DEMOLITION

Bids were opened for the demolition of the Sammy Lee property located on Chloe. The bids were as follows:

Roy Hamilton.....\$4,750.00  
Tom Young.....\$2,600.00

Greg Justice made the motion, seconded by Thomas Huffman to award the bid to the low bidder, Tom Young, in the amount of \$2,600.00. The motion carried unanimously.

The Commission also advertised for bids for the demolition of the Phillips Apartments on Wolford Alley, but due to the request from the owners as discussed in the City Attorney's reports, the bids will be held unopened.

## HALLOWEEN

Thomas Huffman made the motion, seconded by Johnny Mounts to set October 31, 1988 from 6 - 8 p.m. as Halloween Trick-or-Treat in the City of Pikeville. The motion carried unanimously.



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PEACH ORCHARD  
EASEMENT

Thomas Huffman made the motion, seconded by Greg Justice to give the easement back to the Hames Heirs for the area where the water tank was located on Peach Orchard. The motion carried unanimously. The Mayor directed the City Engineer to prepare a description of the area being returned and the area to be retained.

## URBAN RENEWAL

Urban Renewal Board Attorney, Larry Webster, presented two letters of appointment to the Mayor for signature. Commissioner Justice asked that it be included in the minutes that Mr. Webster had submitted to the Mayor a form for the appointment of members to the Urban Renewal Board (Herman Dotson and Bill Elliott) without a vote of the City Commission.

Thomas Huffman made the motion to vote on the two names that were submitted for reappointment. Greg Justice seconded the motion. The motion failed 4 - 1. This item will be included on the next meeting's agenda.

CHRISTMAS  
DECORATIONS

The Pikeville Business Association presented a letter of request that the Pikeville Volunteer Fire Department put up the Christmas Lights for a \$1,000 fee plus bulb replacements. Greg Justice made the motion to approve the request. Steve Combs seconded the motion. The motion carried unanimously.

EXECUTIVE  
SESSION

Johnny Mounts made the motion, seconded by Greg Justice to adjourn to Executive Session to discuss personnel matters. The motion carried unanimously.

## RECONVENE

The motion was made by Greg Justice and seconded by Steve Combs to reconvene to regular session. The motion carried unanimously.

## WORK PROGRAM

Steve Combs made the motion, seconded by Thomas Huffman to allow Walter Blankenship to participate with the District Judges on a work alternative program which consists of traffic offenders, etc. The motion carried unanimously.

## ADJOURNMENT

There being no further business to come before the Commission, Thomas Huffman made the motion, seconded by Steve Combs to adjourn the meeting. The motion carried unanimously.

The City Commission's next scheduled meeting will be September 26, 1988 at 7:30 P.M. at the City Hall Public Meeting Room.

APPROVED

W.C. Humphrey

ATTEST:

Karen Hassis  
CITY CLERK