

MINUTES } CITY OF PIKEVILLE

REGULAR MEETING - MARCH 13, 1989

The City of Pikeville Board of Commissioners met in a regular session on Monday, March 13, 1989 in the City Hall Public Meeting Room at 260 Hambley Boulevard.

Mayor W. C. Hambley called the meeting to order at 7:30 P.M. with the following Commission Members present and forming a quorum:

COMMISSIONER:	STEVEN D. COMBS GREG B. JUSTICE THOMAS W. HUFFMAN
MAYOR:	W. C. HAMBLEY

Commissioner Johnny Mounts was absent.

MINUTES

The minutes for the previous regular meeting of February 27, 1989 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 4 - 0.

BUSINESS FROM
THE FLOOR

In Business from the Floor, a utility customer, June Branham, explained she had contacted the utility office instructing that her utilities be disconnected on March 13, 1989. She told the Commission that she contacted the Utility Office on March 6th asking them to disregard the previous request for disconnection. Ms. Branham told the Commission that her utilities were disconnected today and a \$30.00 service charge has been imposed to restore services due to the request being made after working hours. The Finance Director reported that the Utility Office Personnel do not recall speaking with Ms. Branham on March 6th. The Commission directed that Ms. Branham work out this problem with the City Manager.

CITY BILLS

City Bills were submitted to the Commission for approval of payment totaling \$139,758.44. Thomas Huffman made the motion to approve payment of the City Bills totaling \$139,758.44. Greg Justice seconded the motion. The motion carried unanimously.

PROJECT BILLS

A list of Project Bills totaling \$46,487.28 were presented to the Commission for approval of payment. Thomas Huffman made the motion, seconded by Greg Justice to approve payment of the Project Bills totaling \$46,487.28. The motion carried 4 - 0.

CITY ENGINEER
REPORTS

Jack Sykes of Summit Engineering, City Engineers, gave a verbal report of various City Projects.

1. Peach Orchard Guardrail: The contractor is scheduled to begin this project on 3/17.

2. Williams Hollow W/S Extension: Documentation has been received approving the Water and sewer line extension on Williams Hollow. This project has been advertised for bid and those bids will be presented at the next regular meeting.

3. Storm Drainage: Mr. Sykes explained that there is an opportunity to get some storm drainage out of the sanitary sewer system at a reduced cost. Mr. Sykes explained that he worked with the architects and engineers for the jail complex and convinced them to include in the design, at county expense, 150 feet of 24 inch storm drain which would handle the storm drainage from Main Street. Cost estimates have been prepared to do the entire project. Based on current bid prices, the cost is estimated at almost \$40,000 to reconstruct the 3 catch basins and tie into a manhole, install an 18" line and redo the pavement. The engineers have met with the contractor and they indicate that if the City would supply the material, they would install 3 new catch basins, tie them into the new manhole and run the 18" line back to the jail site for a labor cost of \$13,000. Estimate for materials is just under \$7,000. Mr. Sykes requested permission to sign an agreement with M & S Construction to allow the installation while the other utilities are being installed. Greg Justice made the motion to proceed with this plan. Thomas Huffman seconded the motion. The motion carried unanimously.

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4. Fire Station: As directed by Commissioner Huffman, Mr. Sykes worked on locating a potential site for a fire station to serve the Pauley and Keel Additions. By placing a station at or near the softball field (below the old airport) service can be provided within three miles of every place within the City Limits. Mr. Sykes showed a sketch of a two bay fire station which has the same bay depth as the Chloe Fire Station. Commissioner Huffman stated that his idea was for a single unit fire station manned by one person per shift, but built in such a manner that it could be enlarged at a later date. Mr. Huffman went on to say that Charlie VanHoose has indicated he would give the fill dirt to the City if a station was built to serve this area. The station Mr. Sykes sketched is estimated to cost \$80,000. One bay is estimated at \$50 - 60,000. Mr. Sykes told the Commission that two feet of fill would be required to elevate the parcel out of the 100 year flood level. This is the property which the Economic Development Authority has an option, but they have not executed the option at this time. The Commission discussed a metal building versus one constructed of block. Thomas Huffman made the motion to put the project out to bid - a one bay, single man operated station. Greg Justice seconded the motion. The motion carried unanimously. Discussion continued with regard to the size of the station and the cost differential between a one bay and a two bay station. The Fire Chief expressed his opinion that the station should be two bays. Thomas Huffman made the motion to amend the prior motion in that the project be advertised for bids for a block structure with two bays and a metal structure with two bays. Greg Justice seconded the motion. The motion carried unanimously.

5. Sewage Treatment Plant: The Engineers have had verbal indication from the Division of Water that they are ready to approve the 201 Update. Mr. Sykes requested a work session with the Commission for Monday, March 20, 1989 at 5:00 P.M. to discuss the details of the project.

CITY ATTORNEY REPORTS

Russell H. Davis, Jr., gave a verbal report of activities in the City Attorney's Office.

1. Raw Water Intake: Mr. Davis reported that he spoken with Pat Blayney of R. D. Zande with regard to the bank slippage at the Raw Water Intake. Mr. Blayney indicated that Powell Construction Company's engineer has looked at the site and has given the opinion that the slippage is not the contractor's responsibility. Mr. Blayney has been asked to have the engineer meet with City Engineer, Jack Sykes, next week. Discussed was the contracts for the Water Treatment Plant and Raw Water Intake. Mr. Davis referred to an information memo prepared by Project Coordinator, Sue Smallwood, and explained that the two projects, although performed by Powell Construction, were two separate projects. It was explained that the City is not holding any funds for the Raw Water Intake and that contract was finalized out before the extended warranty issue was discussed. Approximately \$112,000 is being held by the City on the Water Treatment Plant Project.

2. South Mayo Trail: The City Clerk has been sending letters to the South Mayo Trail Sewer customers advising that those who have not hooked onto the new sewer system, need to get hooked up and if they don't hook up, they are going to be billed for sewage anyway, and further, if they are polluting any neighbors or stream, that they may also be in violation of EPA state and federal standards. Several of the property owners have called and said when they agreed to give the City easements across their property, the City promised to hook them up free. There are four such agreements. Thomas Huffman made the motion to refund the sewage tap fees to those customers on the South Mayo Trail Sewer line who gave the City easements to cross their property. Greg Justice seconded the motion. The motion carried unanimously. The City Engineer advised that there are about 35 easements which were given to the City.

3. Hotel/Motel Tax: Second Reading was given to Ordinance 0-89-003 entitled:

SECOND AMENDMENT TO ORDINANCE ADOPTING ONE (1%) PERCENT ROOM TAX FOR FUNDING OF TOURISM AND RECREATION COMMISSION

Greg Justice made the motion, seconded by Steve Combs to adopt the Ordinance.

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Upon call of the roll, the votes were as follows:

COMMISSIONER:	STEVE COMBS	YES
	GREG JUSTICE	YES
	THOMAS HUFFMAN	ABSTAIN
MAYOR:	W. C. HAMBLEY	YES

The motion carried.

First Reading was given to an Ordinance entitled:

ORDINANCE PROVIDING FOR THE REGULATION OF UNDERGROUND STORAGE TANKS AND ADOPTION OF EPA REGULATIONS CONCERNING THE SAME

The Ordinance will be on file in the Office of the City Clerk for a period of at least ten days where it may be viewed by the public. Next reading is scheduled for March 27, 1989.

Water Treatment Plant Attorney Fees: Total contract for the legal fees for the Water Treatment Plant Project was \$17,197.50. Larry Webster, City Attorney at the time of the contract adoption, has been compensated in the amount of \$13,794.00. Steve Combs made the motion, seconded by Thomas Huffman to authorize the City Attorney to direct Larry Webster to return the monies he has been paid to provide legal services for the Water Treatment Plant project. The motion failed 2 - 2 (Greg Justice and Mayor Hambley voting "NO").

Water Treatment Plant: Hal Williams, representing PSG, operator of the Water and Wastewater Treatment Plants, asked the Commission to authorize the City Attorney to write a letter to R. D. Zande instructing that a progress report be submitted to the City every 30 days. Thomas Huffman made a motion to this effect. Greg Justice seconded the motion. The motion carried 4 - 0.

PARKING

A request was submitted in the agenda from the Elliott Company for a parking permit. The Commission discussed the pros and cons in allowing this practice. Assistant Police Chief, James Justice, explained to the Commission that parking spaces can be rented by the week or by the day from the Parking Violations Clerk. The City Manager explained that this practice is no longer feasible due to there being no means to block someone from parking in the rented space - ie while the parking meters were intact, bags were rented to cover the meters thus discouraging parking by other parties. It was suggested that a permit card be designed to fit in the dash of the vehicle.

PARK & RECREATION BOARD

Greg Justice made the motion to appoint Ken Trivitte to fill the unexpired term of Art Willett on the Park & Recreation Board. Steve Combs seconded the motion. The motion carried unanimously.

URBAN RENEWAL

The Mayor deferred an appointment to fill the unexpired term of Art Willett on the Urban Renewal Agency Board until the next meeting.

WORK SESSIONS

It was announced that work sessions have been scheduled for March 15, 1989 at 5:00 to discuss a Fire Protection proposal with the County and a session was scheduled for March 20, 1989 at 5:00 to discuss the Sewage Treatment Plant Project.

TEST BENCH

At the previous regular meeting, The Commission approved purchase of a water meter test bench at a cost of \$3,462.53. Clifford Collins, Public Works Superintendent, reported that he had found a better deal with Kentucky Rural Water. While the test bench is more costly (\$7,000), it will test the larger wholesale meters and Kentucky Rural Water will certify City Personnel to operate the equipment at no cost. Steve Combs made the motion to rescind the earlier motion to purchase the cheaper test bench and to approve purchase of the test bench from Kentucky Rural Water. Greg Justice seconded the motion. The motion carried 4 - 0.

EXECUTIVE SESSION

Greg Justice made the motion, seconded by Steve Combs to adjourn to a closed session for the purpose of discussing a legal matter. The motion carried 4 - 0.

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RECONVENE

Greg Justice made the motion to reconvene to regular session. Thomas Huffman seconded the motion. The motion carried 4 - 0.

RIVERFILL

Greg Justice made the motion to instruct the City Attorney to bring suit against James A. Hughes in an effort to void the lease on the riverfill parcel. Thomas Huffman seconded the motion. The motion carried 3 - 0 - 1 with Steve Combs abstaining.

URBAN RENEWAL

Steve Combs made the motion to direct the City Attorney to contact the Urban Renewal Agency to try to regain any and all gas income from the Poor Farm Hollow gas property which the Urban Renewal Agency gave to several very deserving charities, but unfortunately, the City is not finished with Urban Renewal projects and this income may be needed for other properties. Greg Justice seconded the motion. The motion carried 3 - 1 with Mayor Hambley voting "NO".

VACUUM TRUCK

Commissioner Huffman instructed Clifford Collins to obtain competitive bids on a truck vacuum system for street cleaning.

ADJOURNMENT

There being no further business to discuss, Greg Justice made the motion, seconded by Steve Combs to adjourn the meeting. The motion carried unanimously.

The City Commission's next scheduled meeting is March 27, 1989 and will be conducted in the City Hall Public Meeting Room at 260 Hambley Boulevard.

APPROVED

W.C. Hambley, Jr.
MAYOR (MAYOR PRO TEM)

ATTEST:

Karen Harris
KAREN HARRIS, CITY CLERK

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