

MINUTES } CITY OF PIKEVILLE

REGULAR MEETING - MAY 22, 1989

THE CITY OF PIKEVILLE BOARD OF COMMISSIONERS MET IN A REGULARLY SCHEDULED SESSION ON MONDAY, MAY 22, 1989. THE MEETING WAS HELD AT THE CITY COMMISSION'S REGULAR MEETING PLACE IN THE CITY HALL PUBLIC MEETING ROOM.

MAYOR W. C. HAMBLEY CALLED THE MEETING TO ORDER AT 7:30 P.M. COMMISSION MEMBERS PRESENT AND FORMING A QUORUM WERE:

COMMISSIONER: GREG JUSTICE
THOMAS HUFFMAN
JOHNNY MOUNTS
MAYOR: W. C. HAMBLEY, M.D.

COMMISSIONER COMBS ARRIVED AT 7:35 P.M.

THE MINUTES OF THE PREVIOUS REGULAR MEETING OF MAY 8, 1989 WERE INCLUDED IN EACH COMMISSION MEMBER'S AGENDA PACKAGE. GREG JUSTICE MADE THE MOTION, SECONDED BY THOMAS HUFFMAN TO APPROVE THE MINUTES AS SUBMITTED. THE MOTION CARRIED 4 -0 (COMMISSIONER COMBS NOT PRESENT AT THE TIME OF THE VOTE).

MARTHA RIDENOUR CAME BEFORE THE COMMISSION WITH REGARD TO A UTILITY PROBLEM. MS. RIDENOUR OWNS THE BUILDING BESIDE EAST KENTUCKY BEAUTY COLLEGE ON MAIN STREET. ACCORDING TO MS. RIDENOUR AND HER PLUMBER, ODELL ROGERS, THE ROOF DRAIN IS NOT CONNECTED TO THE STORM SEWER. SEWER CREW SUPERVISOR, PAUL HALL, ALONG WITH COMMISSIONERS COMBS AND JUSTICE DISCUSSED A REMEDY. IT WAS PROPOSED TO RUN A NEW SEWER LINE FROM THE BUILDING (THE OLD ONE IS CORRODED), INSTALL A CATCH BASIN, AND TIE INTO THE MANHOLE IN THE MIDDLE OF MAIN STREET. IT WAS DECIDED THAT MS. RIDENOUR WOULD NOT BE RESPONSIBLE FOR PAYING THE EXPENSE FOR THE PROPOSED WORK. MR. HALL ADVISED THAT TRAFFIC ON MAIN STREET WOULD BE CONGESTED WHILE THE WORK IS BEING DONE. THE PUBLIC WORKS SUPERINTENDENT WAS DIRECTED TO REVIEW THE PROPOSAL.

CITY BILLS TOTALING \$60,001.52 WERE PRESENTED TO THE COMMISSION FOR APPROVAL OF PAYMENT. COMMISSIONER COMBS ASKED WHAT WAS PURCHASED FROM C.D. & G DEVELOPMENT. THE FINANCE DIRECTOR REPORTED IT WAS FOR NATURAL GAS PURCHASES. COMMISSIONER COMBS REPORTED THAT THE CONTRACT FOR GAS PURCHASES HAD BEEN TERMINATED AT THE REQUEST OF GARY JOHNSON. IT WAS QUESTIONED IF C.D. & G. DEVELOPMENT IS BEING COMPENSATED AT THE LOW RATE - IE 20% BELOW THE RATE CHARGED BY COLUMBIA GAS. IT WAS ANSWERED THAT THEY WERE. GREG JUSTICE MADE THE MOTION, SECONDED BY STEVE COMBS TO APPROVE PAYMENT OF THE CITY BILLS TOTALING \$60,001.52. THE MOTION CARRIED UNANIMOUSLY.

PROJECT BILLS WERE SUBMITTED FOR APPROVAL OF PAYMENT TOTALING \$17,244.88. JOHNNY MOUNTS MADE THE MOTION TO APPROVE PAYMENT OF THE PROJECT BILLS TOTALING \$17,244.88. QUESTIONED WAS THE \$15,000 PAYMENT REQUEST FOR WIL LINDER FOR THE PREPARATION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT AND KENTUCKY INFRASTRUCTURE LOAN APPLICATIONS. CITY MANAGER, JOHN JOHNSON, HAD A SUMMARY OF WHAT MR. LINDER HAS BEEN PAID. HE WAS NOT PAID FOR THE APPLICATION PREPARATION OF THE CDBG WHICH WAS RETURNED TO THE STATE IN 1988. THE COMMISSION DISCUSSED WHETHER THE FEE SHOULD BE PAID UNTIL THE CITY HAS RECEIVED THE GRANT FUNDS. WITH REGARD TO THE GEORGE B. STONE INVOICE, THE CITY ENGINEER REPORTED THAT 10% IS BEING WITHHELD TO COVER THE COSTS OF THE UTILITY LINE BREAKAGES WHILE INSTALLING THE PEACH ORCHARD GUARDRAIL. COMMISSIONER HUFFMAN REPORTED THAT A RESIDENT HAS COMPLAINED OF NO WATER PRESSURE IN THE PEACH ORCHARD AREA. IT WAS REPORTED THAT THE CONTRACTOR HAS CUT A WATER LINE IN TWO. THE PUBLIC WORKS SUPERINTENDENT WAS DIRECTED TO DETERMINE THE CAUSE FOR THE LACK OF WATER PRESSURE. GREG JUSTICE MADE THE MOTION TO APPROVE PAYMENT OF THE GEORGE B. STONE INVOICE AND \$7,500 TO WIL LINDER FOR THE KENTUCKY INFRASTRUCTURE LOAN APPLICATION. THOMAS HUFFMAN SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY.

VOLUNTEER FIRE DEPARTMENT PAYROLL IN THE AMOUNT OF \$9,735.00 WAS PRESENTED FOR APPROVAL OF PAYMENT. THE PAY REQUEST COVERS THE PERIOD OF NOVEMBER 15, 1988 THROUGH MAY 15, 1989. THOMAS HUFFMAN MADE THE MOTION, SECONDED BY GREG JUSTICE TO APPROVE PAYMENT OF THE VOLUNTEER FIRE DEPARTMENT PAYROLL IN THE AMOUNT OF \$9,735.00. THE MOTION CARRIED UNANIMOUSLY.

COMMISSIONER MOUNTS ASKED HOW MANY OF THE FIRE RUNS WERE FALSE ALARMS. THE FIRE CHIEF REPORTED HE WOULD PREPARE A REPORT FOR THE COMMISSION'S NEXT MEETING.

JACK SYKES, CITY ENGINEER GAVE A VERBAL REPORT OF ONGOING CITY PROJECTS:

1. FIRE STATION: THREE BIDS FOR THE KEEL/PAULEY PROPOSED FIRE STATION WERE PRESENTED AT THE PREVIOUS REGULAR MEETING. LOW BIDDER WAS DETERMINED TO BE ENGINEERING DESIGN, A DIVISION OF THE ELLIOTT COMPANY'S. COMMISSIONER MOUNTS VOICED HIS OPINION THAT THE LOW BID WAS TOO HIGH AND THAT THE PROJECT SHOULD BE REBID. COMMISSIONER COMBS SUGGESTED WAITING UNTIL IT IS SEEN IF THE MALL PROJECT PROCEEDS. THOMAS HUFFMAN MADE THE MOTION TO REJECT ANY AND

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ALL BIDS ON THE BASIS OF THE BIDS BEING TOO HIGH AND REBID THE PROJECT. COMMISSIONER COMBS ASKED TO DELAY REBID FOR 60 DAYS. GREG JUSTICE SECONDED THE MOTION. THE MOTION CARRIED 5 - 0.

2. STEELE STREET STORM SEWER: THE CITY ENGINEER REPORTED THAT THIS PROJECT HAS BEEN DESIGNED AND ASKED THE COMMISSION TO CONSIDER ADVERTISING FOR BIDS. IT WAS REPORTED THAT THE CITY CREWS WERE BEING CONSIDERED TO DO THE PROJECT. COMMISSIONER MOUNTS ADVISED THAT HE HAD LOOKED AT THE PROJECT AND THINKS IT MAY BE TOO LARGE FOR THE CITY CREWS. COMMISSIONER JUSTICE ADVISED THAT THERE ARE OTHER PROBLEMS, NAMELY THE STREET FALLING IN NEAR THE VICINITY OF BLAKE ROBINSON'S RESIDENCE. THE CITY ENGINEER REPORTED THAT HE HAS REVIEWED THIS PROBLEM AND STATED THAT HE IS UNSURE AS TO WHETHER THERE HAS BEEN ADDITIONAL PROBLEMS SINCE THE CONSTRUCTION WAS COMPLETE OR A RESULT OF THE SETTLING FROM THE PREVIOUS CONSTRUCTION. HE ALSO INDICATED THAT BENCH MARKS WERE GOING TO BE SET IN AN EFFORT TO DETERMINE IF THE SETTLING IS STILL OCCURRING. DYE TESTS WERE ALSO DISCUSSED. JOHNNY MOUNTS MADE THE MOTION TO ADVERTISE THE PROJECT FOR BID. THOMAS HUFFMAN SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY.

3. TRAFFIC CONTROL DEVICE: THE PROPOSED TRAFFIC CONTROL DEVICE TO BE LOCATED AT THE DIVISION/HAMBLEY BOULEVARD INTERSECTION WAS DISCUSSED. THE ESTIMATE, USING THE STATE CONTRACT PRICE, FOR THE TRAFFIC SIGNAL IS \$25,000.00. THE POSSIBILITY OF MOVING THE ELM STREET DEVICE WAS DISCUSSED. MR. SYKES REPORTED THAT THE STATE HAD SUBMITTED COMMENTS RELATIVE TO THIS PROPOSAL. THEY COMMENTED THAT THE SIGNALS ARE OLD AND PROBABLY WOULD NOT BE SERVICEABLE AFTER MOVING THEM; NEW PARTS WOULD BE REQUIRED AND THE CABLE HOLDING THE SIGNALS WOULD HAVE TO BE PURCHASED NEW; ALTHOUGH THE SIGNAL ACTUATOR IS A METAL PRESSURE BAR IN THE STREET, THOSE TYPE SYSTEMS AREN'T USED ANY MORE. THOMAS HUFFMAN MADE THE MOTION, SECONDED BY JOHNNY MOUNTS TO PURCHASE A TRAFFIC CONTROL DEVICE TO BE INSTALLED AT THE INTERSECTION OF DIVISION/HAMBLEY BOULEVARD. THE MOTION CARRIED UNANIMOUSLY.

4. BOULEVARD MAINTENANCE: MR. SYKES REPORTED THAT THE CITY'S REQUEST FOR THE STATE TO MAKE HAMBLEY BOULEVARD THE BUSINESS ROUTE AND ASSUME RESPONSIBILITY FOR THE MAINTENANCE HAS BEEN TURNED DOWN.

5. WATER TREATMENT PLANT: RELATIVE TO THE WATER TREATMENT PLANT, MR. SYKES REPORTED THAT HE HAS RECEIVED A QUOTE WITH REGARD TO THE WORK WHICH THE COMMISSION HAS ASKED TO BE DONE. THE QUOTE HAS BEEN REDUCED BY \$2,000 OVER THE PREVIOUS PROPOSAL. MR. SYKES MENTIONED THE COMMISSION MAY WANT TO DISCUSS THIS MATTER FURTHER IN AN EXECUTIVE SESSION OR A WORK SESSION. POWELL CONSTRUCTED CONTACTED MR. SYKES ASKING THAT A WORK SESSION BE SCHEDULED TO DISCUSS THE PROBLEMS AT THE WATER TREATMENT PLANT. THE COMMISSION DIRECTED THAT THE ENGINEER, R.D. ZANDE, ALSO BE PRESENT AT THIS WORK SESSION. THE WORK SESSION WAS SCHEDULED FOR THURSDAY, JUNE 1, 1989 AT 5:00 P.M.

THOMAS HUFFMAN MADE THE MOTION TO ADVERTISE FOR BIDS TO BLACKTOP THE RIVERFILL AREA FROM PIKE STREET TO BEHIND THE MAIN STREET CHURCH OF CHRIST. GREG JUSTICE SECONDED THE MOTION. BEFORE ROLL CALL WAS TAKEN, COMMISSIONER MOUNTS ASKED IF THE OTHER COMMISSION MEMBERS REALIZED THE PROPERTY IN QUESTION WAS NOT OWNED BY THE CITY. OWNERSHIP WAS DISCUSSED BY COMMISSIONERS JUSTICE, HUFFMAN AND MOUNTS. COMMISSIONER MOUNTS POINTED OUT THE WASTE OF \$68,000 FOR BLACKTOP AT THE SITE ON WHICH THE NEW JAIL IS PRESENTLY BEING CONSTRUCTED. COMMISSIONER JUSTICE STATED THAT THE CHURCH HAS NO PLACE TO PARK, A SCHOOL HAS NO PLACE TO PARK AND EMPLOYEES ARE LOOKING FOR PLACES TO PARK. ROLL CALL WAS TAKEN. THE MOTION CARRIED 3 - 2 WITH COMMISSIONERS COMBS AND MOUNTS VOTING "NO".

CITY ATTORNEY RUSTY DAVIS GAVE SECOND READING TO AN ORDINANCE ENTITLED:

O-89-005 AN ORDINANCE OF THE CITY OF PIKEVILLE, KENTUCKY, ADJUSTING WATER SERVICE RATES FOR CERTAIN WHOLESALE USERS AND AMENDING IN PART A CERTAIN ORDINANCE ADOPTED ON JANUARY 27, 1987.

STEVE COMBS MADE THE MOTION TO ADOPT THE ORDINANCE AS READ. JOHNNY MOUNTS SECONDED THE MOTION. THE VOTES WERE AS FOLLOWS:

COMMISSIONER:	STEVE COMBS	YES	
	GREG JUSTICE	NOT	PRESENT AT VOTE THOMAS
	HUFFMAN	YES	
	JOHNNY MOUNTS	YES	
MAYOR:	W. C. HAMBLEY	YES	

THE MOTION CARRIED.

MR. DAVIS REPORTED THAT JUDGE FORRESTER, A FEDERAL JUDGE HAS DISMISSED THE ACTION AGAINST JAMES JUSTICE AND THE CITY OF PIKEVILLE. THE PLAINTIFF, GENE ADKINS, HAD FILED A SUIT ALLEGING WRONGFUL ARREST.

O-89-006 WAS PRESENTED AND GIVEN SECOND READING ENTITLED:

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ORDINANCE RENAMING BLACKBURN COURT AND OAK STREET IN THE LAKE JOANN SUBDIVISION LAKEVIEW DRIVE

THOMAS HUFFMAN MADE THE MOTION TO ADOPT THE ORDINANCE AS READ. STEVE COMBS
SECONDED THE MOTION. ROLL CALL VOTES WERE AS FOLLOWS:

COMMISSIONER:	STEVE COMBS	YES
	GREG JUSTICE	NOT PRESENT AT VOTE THOMAS
	HUFFMAN	YES
	JOHNNY MOUNTS	YES
MAYOR:	W. C. HAMBLEY	YES

THE MOTION CARRIED.

FIRST READING WAS GIVEN TO AN ORDINANCE ENTITLED:

ORDINANCE DESIGNATING DIVISION STREET BETWEEN HAMBLEY BOULEVARD AND SECOND STREET AS ONE WAY AND PROVIDING FOR LOADING ZONES THEREON

THE CITY MANAGER REPORTED THAT HE HAD CHECKED WITH THE MERCHANTS WHO WOULD
BE AFFECTED BY THIS PROPOSED CHANGE. HE REPORTED THAT TWO OF THE MERCHANTS
SAID THEY WERE OPPOSED; TWO WERE IN SUPPORT; AND ONE DID NOT HAVE A
PREFERENCE.

COMMISSIONER COMBS SUGGESTED THAT THE CITY MANAGER INFORM THE MERCHANTS THAT
FINAL READING WILL BE AT THE NEXT MEETING SO THEY CAN BE PRESENT TO VOICE
THEIR OPINIONS.

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.

MR. DAVIS ADVISED THAT HE AND COMMISSIONERS JUSTICE AND HUFFMAN MET
WITH PROFESSIONAL SERVICES GROUP LAST WEEK TO DISCUSS THE TWO PENDING
LAWSUITS AGAINST THE CITY OF PIKEVILLE AND PSG. PSG HAS REQUESTED THAT THE
CITY TAKE OVER DEFENSE OF BOTH OF THOSE SUITS PRIMARILY DUE TO THE SEWAGE
PLANT BEING OWNED BY THE CITY AND PSG BEING CONTRACT EMPLOYEES.

THOMAS HUFFMAN MADE THE MOTION TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS
LEGAL MATTERS. JOHNNY MOUNTS SECONDED THE MOTION. THE MOTION CARRIED
UNANIMOUSLY.

GREG JUSTICE MADE THE MOTION, SECONDED BY THOMAS HUFFMAN TO RECONVENE TO
REGULAR SESSION. THOMAS HUFFMAN SECONDED THE MOTION. THE MOTION CARRIED
UNANIMOUSLY.

THOMAS HUFFMAN MADE THE MOTION TO ADOPT THE PROPOSAL THAT WAS MADE BY PSG ON
MAY 17, 1989 CONCERNING THE CITY OF PIKEVILLE BEING THE EMPLOYER OF PSG AND
THE CITY WILL INDEMNIFY PSG BY COUNSEL. GREG JUSTICE SECONDED THE MOTION.
THE MOTION CARRIED 5 - 0. THE CITY ATTORNEY ORDERED THAT THE LETTER OF MAY
17, 1989 FROM PSG'S ATTORNEY BE MADE A PART OF THE MINUTES. THE LETTER IS
AS FOLLOWS:

LAW OFFICES
WELLS, PORTER, SCHMITT & WALKER
80 MAIN STREET
P.O. BOX 1179
PAINTSVILLE, KENTUCKY 41240-5179

MAY 17, 1989

HON. RUSSELL H. DAVIS, JR.
BAIRD & BAIRD, P.S.C.
P.O. BOX 351
PIKEVILLE, KENTUCKY 41501

RE: PIKE CIRCUIT COURT, DIV. NO. II, CA 88-CI-138
ENGINEERS, INC., ET AL. V. CITY OF PIKEVILLE AND
PROFESSIONAL SERVICES GROUP, INC.
AND
PIKE CIRCUIT COURT, DIV. NO I, CA 89-CI-437
JOHNSON MOTOR SALES COMPANY, INC., V. CITY OF
PIKEVILLE AND PROFESSIONAL SERVICES GROUP, INC.

DEAR RUSTY:

IN ACCORDANCE WITH OUR DISCUSSIONS IN YOUR OFFICE ON MAY 16, 1989, RELATIVE
TO A COMMON DEFENSE OF THE AFOREMENTIONED CASES NOW PENDING IN THE PIKE
CIRCUIT COURT AND IN ALL FUTURE CASES INVOLVING THE CITY'S WASTEWATER
TREATMENT PLANT, PROFESSIONAL SERVICES GROUP MAKES THE FOLLOWING PROPOSAL TO
THE CITY OF PIKEVILLE FOR CONSIDERATION BY THE MAYOR AND COUNCIL.

(1) THAT THE CITY ATTORNEY ASSUME THE DEFENSE OF PROFESSIONAL SERVICES

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GROUP, AS WELL AS THE CITY OF PIKEVILLE, IN ORDER THAT A MORE UNIFIED AND COMPLIMENTARY DEFENSE CAN BE ASSERTED.

(2) THAT THE CITY PAY THE LEGAL FEES INCURRED BY PROFESSIONAL SERVICES GROUP TO DATE IN THE DEFENSE OF BOTH ACTIONS. (THIS PORTION STRICKEN BY RHD). COUNSEL FOR PROFESSIONAL SERVICES GROUP WILL WITHDRAW FROM EACH ACTION IMMEDIATELY AND FURNISH TO THE CITY ATTORNEY ALL MATERIALS ACCUMULATED IN FURTHERANCE OF THE COMMON DEFENSE TO DATE, INCLUDING PHOTOGRAPHS, TECHNICAL DATA, REPORTS AND OTHER DOCUMENTS.

(3) THAT IN THE EVENT A MONETARY JUDGEMENT IS RENDERED IN FAVOR OF PLAINTIFFS OR THAT FINES OR PENALTIES ARE LEVIED AGAINST THE DEFENDANTS AS PART OF ANY INJUNCTIVE RELIEF ORDERED BY THE COURT THAT THE CITY OF PIKEVILLE BE RESPONSIBLE INITIALLY FOR PAYMENT OF SUCH AMOUNTS AWARDED OR LEVIED WITHOUT PREJUDICE TO THE CITY TO LATER SEEK INDEMNIFICATION, CONTRIBUTION, APPORTIONMENT OR ENFORCEMENT OF ANY OR ALL OTHER RIGHTS AVAILABLE TO THE CITY UNDER THE TERMS OF THE CONTRACT BETWEEN THE CITY AND PROFESSIONAL SERVICES GROUP DATED MARCH 26, 1987. THE CITY ATTORNEY, IN THE CONDUCT OF A JOINT DEFENSE, WILL ENSURE THAT NO PORTION OF ANY JUDGEMENT, PENALTY OR FINE WILL BE ASSESSED SOLELY AGAINST PROFESSIONAL SERVICES GROUP, INC.

WE BELIEVE THAT SUCH AN AGREEMENT OFFERS SEVERAL ADVANTAGES WHICH SHOULD BE ATTRACTIVE TO THE CITY, AS WELL AS TO PROFESSIONAL SERVICES GROUP. MANY OF THESE ADVANTAGES WERE DISCUSSED IN OUR MEETING YESTERDAY. ROB NICHOLAS AND I WILL BE PRESENT TO MEET WITH THE MAYOR AND COUNCIL AT ITS MEETING ON MONDAY NIGHT TO DISCUSS OUR PROPOSAL FURTHER. I ASSUME THAT OUR DISCUSSIONS, IF, IN FACT, THE CITY DESIRES TO DISCUSS THE PROPOSAL WITH US, WILL BE HELD IN EXECUTIVE SESSION.

VERY TRULY YOURS,

WELLS, PORTER, SCHMITT & WALKER

/S/ MICHAEL J. SCHMITT

(ORIGINAL LETTER ON FILE IN THE OFFICE OF THE CITY CLERK)

GREG JUSTICE MADE THE MOTION TO DEDICATE THE SITE ON THE THIRD LEVEL OF BOB AMOS PARK BEHIND THE MINIATURE GOLF COURSE TO THE PIKEVILLE LITTLE LEAGUE FOR THE PURPOSE OF CONSTRUCTION TWO LITTLE LEAGUE BALLFIELDS. JOHNNY MOUNTS SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY.

THE CITY ATTORNEY ASKED IF THE COMMISSION WANTED TO ENTER INTO A LEASE AGREEMENT WITH THE PIKEVILLE LITTLE LEAGUE FOR THE DESIGNATED SITE. COMMISSIONER COMBS SUGGESTED GIVING A YEAR TO YEAR LEASE WITH A PROVISION THAT THE SITE CANNOT BE SUBLEASED AND THE USE IS LIMITED TO BALLFIELDS.

THOMAS HUFFMAN MADE THE MOTION TO ALLOW THE CITY MANAGER TO MAKE THE ARRANGEMENTS TO HAVE THE CITY'S 1988-89 FINANCIAL RECORDS AUDITED. STEVE COMBS SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY.

TWO BIDS WERE RECEIVED IN ANSWER TO A BID ADVERTISEMENT FOR A PICK-UP TRUCK. LOW BID WAS RECEIVED FROM BRUCE WALTERS FORD FOR A 1989 FORD RANGER 4 X 4 IN THE AMOUNT OF \$12,481.00. DESKINS MOTOR SUBMITTED THE OTHER BID IN THE AMOUNT OF \$13,775.00 FOR A 1989 DODGE DAKOTA FOUR WHEEL DRIVE. THE COMMISSION REFERRED THE BIDS TO THE CITY MANGER FOR REVIEW. AFTER FURTHER DISCUSSION, GREG JUSTICE MADE THE MOTION TO AWARD THE BID TO THE LOW BIDDER, BRUCE WALTERS FORD IN THE AMOUNT OF \$12,481.00 FOR THE 1989 FORD RANGER 4 X 4. THOMAS HUFFMAN SECONDED THE MOTION. THE MOTION CARRIED 5 -0.

BRUCE WALTERS FORD SUBMITTED TWO BIDS FOR POLICE CRUISERS. ONE BID WAS FOR 1989 CROWN VICTORIAS WITH AIR CONDITIONING IN THE AMOUNT OF \$13,614.00. THE ALTERNATE BID WAS FOR THE SAME VEHICLE WITHOUT AIR CONDITIONING IN THE AMOUNT OF \$13,032.00 EACH. DESKINS MOTOR SUBMITTED A LETTER ADVISING OF THEIR INABILITY TO SUBMIT A BID FOR THE POLICE CRUISERS. THOMAS HUFFMAN MADE THE MOTION TO PURCHASE TWO POLICE CRUISERS WITH AIR CONDITIONING FROM BRUCE WALTERS FORD IN THE AMOUNT OF \$13,614.00 EACH. GREG JUSTICE SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY.

THE CITY MANAGER REPORTED THAT FOUR PROPOSALS HAD BEEN RECEIVED FOR THE VALUE ENGINEERING FOR THE NEW SEWAGE TREATMENT PLANT. ROGER RECTENWALD OF THE BIG SANDY AREA DEVELOPMENT DISTRICT ASSISTED MR. JOHNSON IN EVALUATING THE PROPOSALS. THE BEST PROPOSAL WAS RECEIVED FROM LEWIS & ZIMMERMAN, INC. OF ROCKVILLE, MARYLAND. THE CONTRACT AMOUNT IS \$18,000 TO \$28,000 WHICH IS NEGOTIABLE. IT WAS REPORTED THAT THIS FIRM IS AT LEAST \$5,000 CHEAPER THAN THE NEXT BIDDER. MR. JOHNSON REQUESTED PERMISSION TO NEGOTIATE A CONTRACT WITH LEWIS & ZIMMERMAN INC. THOMAS HUFFMAN MADE THE MOTION TO AUTHORIZE THE CITY MANAGER TO NEGOTIATE A CONTRACT WITH LEWIS & ZIMMERMAN, INC. FOR VALUE ENGINEERING ON THE SEWAGE TREATMENT PLANT PROJECT. GREG JUSTICE SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY.

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THOMAS HUFFMAN MADE THE MOTION, SECONDED BY GREG JUSTICE TO SCHEDULE A PUBLIC HEARING TO REVIEW THE 1989-90 OPERATING BUDGET FOR JUNE 7, 1989 AT 5:00 P.M. THE MOTION CARRIED UNANIMOUSLY.

THERE BEING NO FURTHER BUSINESS TO DISCUSS, THOMAS HUFFMAN MADE THE MOTION, SECONDED BY GREG JUSTICE TO ADJOURN THE MEETING. THE MOTION CARRIED UNANIMOUSLY.

THE CITY COMMISSION'S NEXT SCHEDULED MEETING IS JUNE 12, 1989 AT 7:30 P.M. IN THE CITY HALL PUBLIC MEETING ROOM.

APPROVED: /S/ W. C. HAMBLEY, M.D.
MAYOR (MAYOR PRO TEM)

ATTEST:

/S/ KAREN HARRIS
KAREN HARRIS, CITY CLERK

