

MINUTES } CITY OF PIKEVILLE

SPECIAL MEETING MINUTES - MAY 29, 1990

The City of Pikeville Board of Commissioners met in Special Session on Tuesday, May 29, 1990. The meeting was conducted in the City Hall Public Meeting Room at 260 Hambley Boulevard.

The Special Meeting was called for the purpose of conducting business from the cancelled meeting of May 28, 1990, said meeting being cancelled due to the Memorial Day Holiday.

There being a quorum present, Mayor Pro Tem, Johnny Mounts called the meeting to order at 7:05 p.m. Commission Members present upon call of the roll were as follows:

COMMISSIONER: JOHNNY MOUNTS
 WALTER BLANKENSHIP
 EUGENE DAVIS
 FRANK MORRIS

Mayor Walter E. May was absent.

AGENDA ITEM II. MINUTES

The minutes of the previous regular meeting of May 14, 1990 were included in each Commission Member's agenda package. There being no additions or corrections, Commissioner Morris made the motion, seconded by Commissioner Blankenship to approve the minutes as circulated. Upon call of the roll, the motion carried 4 - 0.

Mayor Pro Tem Mounts recognized Hal Williams of Professional Services Group. The audience was told that Mr. Williams had been a key person to the City in the past two years in establishing an efficient Public Works Department. Mr. Williams is transferring to another area. Commissioner Blankenship presented Mr. Williams with an honorary key to the City. Mr. Williams voiced his appreciation for the recognition. Mayor Pro Tem Mounts recognized Bill Harless, as Mr. Williams' replacement.

AGENDA ITEM III. BUSINESS FROM THE FLOOR

Wayne Cassell addressed the Commission on behalf of the Pikeville Jaycees. Mr. Cassell explained that the Commission had, in previous years, assisted the Jaycees in the annual Fourth of July Fireworks cost. City Manager, John Johnson, reported that \$3,500.00 had been placed in the budget to be used toward the cost of the fireworks. Commissioner Morris made the motion to approve the expenditure of \$3,500.00 for fireworks. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried 4 - 0.

AGENDA ITEM IV. NEW BUSINESS

ANNEXATION: Mayor Pro Tem Mounts called for questions and comments with regard to the City's intent to annex certain territories to the City of Pikeville.

1. Orville Sword a resident of Ratliff's Creek explained that he has noted that the tract map depicts Buckley's Creek, Ratliff's Creek down to Burning Fork as being one intended annexation tract. Mr. Sword asked if separate petitions were required for each area as each area is in a different voting precinct, or if one petition with residents or property owners from the entire tract is required. Mr. Sword also requested to know how far down Burning Fork the proposed annexation extends. City Attorney, Rusty Davis, explained that the law requires either 50% of the resident voters or 50% of the property owners in the area to be annexed to submit a petition. The annexation area is not considered by precincts. Mr. Davis explained that the City will use the precinct boundaries to determine who the resident voters are. In answer to Mr. Sword's question with regard to how far the proposed annexation extends toward Burning Fork, City Engineer Jack Sykes explained that the boundary extends approximately 1000 ft after passing the traffic light. Mr. Sykes further explained that no residences are affected.

2. Blake Ratliff and Larry Ratliff reported that they did not understand that one petition was necessary for each tract. They contended that the Commission had led them to believe, at the last City Commission Meeting, that each community was responsible to present a petition to cause the annexation issue to be placed on the ballot (ie - Chloe Creek residents were responsible to present a petition for their area; Shalbiana residents were responsible to present a petition for their area, etc.). Mayor Pro Tem Mounts explained that for each of the areas proposed to be annexed to the City, there exists more than one voting precinct. It was explained that while one voting precinct may

MINUTES } CITY OF PIKEVILLE

have 30% voting against the annexation, another precinct within the tract's boundary may have 70% voting against. It was explained that the annexation will occur only if less than 55% of the resident voters located within the entire tract vote against the proposed annexation.

3. Grady Bevins of Chloe Creek commented that he is under the impression that 55% of the registered voters is needed to defeat the proposed annexation for the combined eight tracts. The Commission clarified that there are eight annexations and each of the eight tracts will be voted upon separately.

4. Bob Justice of Chloe Creek commented he had understood that for the proposed annexation tract # 1990-4, the Chloe Creek precinct residents would cast votes as well as the Shelbiana precinct that the annexation affects; the total of the affected precincts will be added together to determine if the annexation issue is successful. The Commission agreed with Mr. Justice's explanation.

5. A Chloe Creek resident questioned the boundaries of proposed annexation #1990-4 (Chloe Creek/Shelbiana). City Engineer, Jack Sykes, reported that tract #1990-4 extends to the new bridge at Ford's Branch. Annexation tract #1990-5 begins at the Ford's Branch bridge and extends to Thacker Furniture.

6. John Adkins of Hurricane Road questioned how far the proposed annexation boundary extends on Hurricane Road. City Engineer, Jack Sykes, explained that the proposed annexation does not extend to Hurricane at all. The boundary stops at the gap at Cedar Creek and extends around the ridgeline.

7. Marvin Sword, a resident of Island Creek, asked who is going to determine who the eligible voters in each area are. According to City Attorney, Rusty Davis, the law is not specific who determines this matter. The statute provides that if the annexation is successful that the City is to submit a list of the property owners and voters to the County Clerk, however does not state who is responsible to do this beforehand. Mr. Davis reported that the City has made arrangements to determine who the voters and the property owners are. This information is needed at this time to determine if the petitions are valid. Mr. Davis commented that whether the County Clerk will use this information or make a determination herself, he does not know at this point. Mr. Sword gave his opinion that the residents and property owners in the affected areas should have the opportunity to work with the City in this matter. The City Attorney explained that the precinct voter list will be canvased door by door. The Commission voiced that they do not have any objections to having a person from a committee of each of the affected areas to accompany the City representatives when the door to door canvasing is done.

8. Gifford Varney of Pond Creek explained that he is not involved in the annexation but commented that it is his opinion that the City has declared the intent to annex for the purpose of obtaining additional revenue and contended that Pike County needs those funds. Mr. Varney went on to say that the voters that reside in the precincts will have an additional hardship placed upon them. Mr. Varney added that the voters involved, Pike County, and the City should have a representative present while the vote is being counted. City Attorney Rusty Davis explained that no tax dollars will be lost by Pike County. The City has a property tax rate of \$1.81 per \$1,000 of assessed valuation. Mr. Davis explained that the residents should recoup this cost through the monies saved from their fire insurance.

There being no further comments from the floor, City Attorney Rusty Davis gave second reading to Ordinances captioned as follows:

ORDINANCE DECLARING INTENTION OF THE CITY OF PIKEVILLE TO ANNEX CERTAIN TERRITORY LYING ADJACENT TO THE PRESENT CITY CORPORATE LIMITS AND COMPRISING APPROXIMATELY 2,380 ACRES WHICH WOULD EXTEND THE CITY LIMITS NORTHWEST TO INCLUDE THE WATERSHEDS OF LACKENS BRANCH, BIG SHOAL, KEYSER HOLLOW AND MOSSY BOTTOM AND ALONG U.S. HIGHWAY 23 FROM COWPEN TO THE CORPORATE LIMITS OF COAL RUN VILLAGE
ORDINANCE # O-90-011

Commissioner Blankenship made the motion to adopt the Ordinance. Commissioner Morris seconded the motion. Upon call of the roll, the motion carried by the following votes:

MAYOR PRO TEM:	JOHNNY MOUNTS	YES
	WALTER BLANKENSHIP	YES
	EUGENE DAVIS	YES
	FRANK MORRIS	YES

MINUTES } CITY OF PIKEVILLE

ORDINANCE DECLARING THE INTENTION OF THE CITY OF PIKEVILLE TO ANNEX CERTAIN UNINCORPORATED TERRITORY LYING ADJACENT TO THE PRESENT CITY CORPORATE LIMITS AND COMPRISING OF APPROXIMATELY 100 ACRES WHICH WOULD EXTEND THE CITY CORPORATE LIMITS NORTHWEST ALONG EITHER SIDE OF U.S. HIGHWAY 23 TO THE CORPORATE LIMITS OF COAL RUN VILLAGE
ORDINANCE # O-90-012

Commissioner Davis made the motion to adopt the Ordinance. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried by the following votes:

MAYOR PRO TEM:	JOHNNY MOUNTS	YES
COMMISSIONER:	WALTER BLANKENSHIP	YES
	EUGENE DAVIS	YES
	FRANK MORRIS	YES

ORDINANCE DECLARING THE INTENTION OF THE CITY OF PIKEVILLE TO ANNEX CERTAIN UNINCORPORATED TERRITORY LYING ADJACENT TO THE PRESENT CITY CORPORATE LIMITS AND COMPRISING OF APPROXIMATELY 2,500 ACRES WHICH WOULD EXTEND THE CITY LIMITS NORTH TO INCLUDE THE WATERSHED OF BUCKLEYS CREEK AND RATLIFFS CREEK
ORDINANCE # O-90-013

Commissioner Morris made the motion, seconded by Commissioner Blankenship to adopt the Ordinance. The motion carried by the following votes:

MAYOR PRO TEM:	JOHNNY MOUNTS	YES
COMMISSIONER:	WALTER BLANKENSHIP	YES
	EUGENE DAVIS	YES
	FRANK MORRIS	YES

ORDINANCE DECLARING THE INTENTION OF THE CITY OF PIKEVILLE TO ANNEX CERTAIN UNINCORPORATED TERRITORY LYING ADJACENT TO THE PRESENT CITY CORPORATE LIMITS AND COMPRISING OF APPROXIMATELY 3,750 ACRES WHICH WOULD EXTEND THE CITY CORPORATE LIMITS NORTHWEST TO INCLUDE ALL OF THE WATERSHED OF CHLOE CREEK
ORDINANCE # O-90-014

Commissioner Blankenship made the motion to adopt the Ordinance. Commissioner Morris seconded the motion. Upon call of the roll, the motion carried by the following votes:

MAYOR PRO TEM:	JOHNNY MOUNTS	YES
COMMISSIONER:	WALTER BLANKENSHIP	YES
	EUGENE DAVIS	NO
	FRANK MORRIS	YES

ORDINANCE DECLARING THE INTENTION OF THE CITY OF PIKEVILLE TO ANNEX CERTAIN UNINCORPORATED TERRITORY LYING ADJACENT TO THE PRESENT CITY CORPORATE LIMITS AND COMPRISING OF APPROXIMATELY 950 ACRES WHICH WOULD EXTEND THE CITY CORPORATE LIMITS SOUTHWARDS ON THE NORTHSIDE OF THE LEVISA FORK OF THE BIG SANDY RIVER TO A POINT APPROXIMATELY OPPOSITE THE RIVER FROM FORDS BRANCH
ORDINANCE # O-90-015

Commissioner Morris made the motion to adopt the Ordinance. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried by the following votes:

MAYOR PRO TEM:	JOHNNY MOUNTS	YES
COMMISSIONER:	WALTER BLANKENSHIP	YES
	EUGENE DAVIS	YES *
	FRANK MORRIS	YES

* Commissioner Davis explained that if the previous Ordinance, O-90-014, which declared the City's intent to annex certain territory including that of Upper Chloe had not been adopted by the City Commission, that he would have cast a No vote with regard to Ordinance O-90-015. Commissioner Davis commented that it would have been improper for him to vote No on Ordinance O-90-015 because the tracts would not have been contiguous with the present City Limits.

ORDINANCE DECLARING THE INTENTION OF THE CITY OF PIKEVILLE TO ANNEX CERTAIN UNINCORPORATED TERRITORY LYING ADJACENT TO THE PRESENT CITY CORPORATE LIMITS AND COMPRISING OF APPROXIMATELY 270 ACRES WHICH WOULD EXTEND THE CITY CORPORATE LIMITS TO INCLUDE THE WATERSHED OF THE MARIONS BRANCH OF ISLAND CREEK
ORDINANCE # O-90-016

Commissioner Blankenship made the motion to adopt the Ordinance. Commissioner Davis seconded the motion. The motion carried by the following votes:

MINUTES } CITY OF PIKEVILLE

MAYOR PRO TEM:	JOHNNY MOUNTS	YES
COMMISSIONER:	WALTER BLANKENSHIP	YES
	EUGENE DAVIS	YES
	FRANK MORRIS	YES

ORDINANCE DECLARING THE INTENTION OF THE CITY OF PIKEVILLE TO ANNEX CERTAIN UNINCORPORATED TERRITORY LYING ADJACENT TO THE PRESENT CITY CORPORATE LIMITS AND COMPRISING OF APPROXIMATELY 800 ACRES WHICH WOULD EXTEND THE CITY CORPORATE LIMITS SOUTHWARDS TO INCLUDE MAIN FORK OF ISLAND CREEK
ORDINANCE # O-90-017

Commissioner Davis made the motion to adopt the Ordinance. Commissioner Morris seconded the motion. Upon call of the roll, the motion carried by the following votes:

MAYOR PRO TEM:	JOHNNY MOUNTS	YES
COMMISSIONER:	WALTER BLANKENSHIP	YES
	EUGENE DAVIS	YES
	FRANK MORRIS	YES

Mayor Pro Tem Mounts announced that the Ordinances will be published in the Friday edition of the *Appalachian News-Express*, along with a copy of the map of each of the areas.

Denver Andrews asked at what time will the County Court Clerk be furnished with a list of qualified voters of the affected territories. The City Attorney reported that the list will probably not be forwarded until some time after a petition is filed, as it will take some time for the City to have a list prepared.

Mr. Andrews addressed the City Attorney with regard to Attorney General's opinion #84-86 with regard to petitions. Mr. Andrews read an excerpt from that opinion as follows:....consisting of a combination of registered voters and property owners. Mr. Andrews explained that he is confused and asked if it was the intention to have two petitions - one with registered voters and one with property owners. Mr. Davis explained that one petition containing the names of property owners and resident voters can be submitted, however to be a valid petition 50% of the property owners or 50% of the registered voters must sign the petition. If the annexation issue is placed on the election ballot, only the registered voters may vote.

AGENDA ITEM V. PAYMENT OF CITY BILLS

A list of City Bills totaling \$63,596.66 was presented to the Commission for approval of payment. Commissioner Blankenship made the motion to approve payment of the City Bills totaling \$63,596.66. Commissioner Davis seconded the motion. Upon call of the roll, the motion carried 4 - 0.

An addition to the City Bills was presented to the Commission for approval of payment. City Manager, John Johnson explained that the Kentucky League of Cities Conference will be held in September. The registration fee needs to be sent in by May 31, 1990 in order to receive a discount. The total for registration is \$1,225.00. Commissioner Blankenship made the motion to approve payment. The motion failed from lack of a second.

AGENDA ITEM VI. OLD BUSINESS

A. CITY ENGINEER'S REPORT: Jack Sykes, representing Summit Engineering, Inc., City Engineers, gave a verbal report of ongoing City Projects as follows:

1. Water Tank: Mr. Sykes reported that he has negotiated a purchase of a tract of property on Road Fork on which to locate a water tank (in connection with the 16" water line extension). Mr. Sykes indicated that all facets of the agreement have been worked out with the exception of a purchase price. The property owner has indicated that he would accept \$5,000.00. Mr. Sykes advised the Commission that the property consists of .58 acres of hillside property adjacent to the existing tank. The property owner is Hobart Clay Johnson. Mr. Sykes told the Commission that \$5,000.00 had been budgeted for the purchase of property on which to locate the new tank. Commissioner Davis made the motion to approve purchase of the Road Fork property from Hobart Clay Johnson in the amount of \$5,000.00. Commissioner Morris seconded the motion. Upon call of the roll, the motion carried by a 4 - 0 vote.

2. Thompson Road Project: Mr. Sykes presented a letter dated May 29, 1990 to the Commission for their review. The letter was written to

MINUTES } CITY OF PIKEVILLE

the City Manager from Summit Engineering and addresses the status of the project. An onsite inspection was made last week and a final checklist was prepared of work the contractor was to do to complete the project. Mr. Sykes advised the Commission that the contractor has completed every item with the exception of cutting a piece of pipe. Mr. Sykes indicated that he has received three complaints relative to the project. Two complaints have to do with landscaping. The contractor does not feel that the correction to the landscaping falls within his scope of services. Commissioner Blankenship indicated that he felt the problem could be taken care of with a load of topsoil raked down. The other issue has to do with a fence damage. Said fence belongs to Mrs. Judy Mims. Mr. Sykes indicated that he has photographs taken in January before the contractor started work which shows the fence leaning at that time. Mr. Sykes advised the Commission that his office drafted a letter this date to Mrs. Mims stating that the fence was leaning prior to the contractor beginning work, evidence that the fence posts were rotting, and advising that they see no obligation to repair the fence.

Mr. Sykes presented a final invoice from J & M Construction in the amount of \$12,367.31. Mr. Sykes recommended that the Commission approve payment of this invoice. Commissioner Blankenship made the motion to approve payment of the final invoice to J & M Construction in the amount of \$12,367.31. Commissioner Morris seconded the motion. Upon call of the roll, the motion carried by a 4 - 0 vote.

Mr. Sykes presented the Commission with a letter dated May 17, 1990 with reference to paving Thompson Road. Mr. Sykes reported that he has talked with PSG with regard to their supply trucks using the bypass road (on the back side of the railroad tracks). PSG has indicated they will work with the City, however the tractor/trailer trucks transporting some of the tankage will not be able to maneuver those turns and will have to use the reconstructed road.

Relative to the mall, below the mall entrance, Mr. Sykes indicated that he does not foresee the mall contractor disturbing Thompson Road pavement except when the sanitary sewage force main is installed. Commissioner Blankenship asked if the road width could be reduced two feet. Mr. Sykes reported that it is proposed to pave a 20 ft. road from the mall entrance up to the Pauley Bridge at an approximate cost of \$74,000. Mr. Sykes indicated that a 12 ft. lane could be paved for use by one way traffic to allow installation of the force main and when the force main is complete then pave the remainder.

3. Phyllis Lane: A cost estimate was presented to the Commission for the connection of the segment of Phyllis Lane (about 115 feet in length). Mr. Sykes advised that the cost estimate is based on a 25 ft wide street. In research it was learned that the street connection was not made because the tract of property was not crucial to the Fairview Project when initially constructed. The cost estimate includes pavement, curb & gutter, sidewalks and a storm drain facility. The amount of the cost estimate is \$25,327.00. No action was taken.

4. Wastewater Plant: Mr. Sykes presented the Commission with a status report on the Wastewater Plant project. The inspector has remarked that the inlet/outlet pipe to the chlorine contact basin has been completed. A detailed construction schedule was attached to the report from PSG relative to the Wastewater Treatment Plant. In reviewing the construction schedule it was noted that approximately 72% of Phase I is complete with the remainder of Phase I consisting mainly of the removal of the old chlorine contact basin.

5. Curb & Gutter: Mr. Sykes reported that he had contacted the Highway Department relative to participating in the 16 inch water line construction - that is - participating to the extent of helping pay for replacing some of the curb and gutter along Ferguson Creek. The Highway Department has presented an agreement to be approved by the City Commission whereby the Highway Department has agreed to participate in the project at the rate of \$10.00 per foot for a not to exceed amount of \$15,500.00. Some of the details of the agreement provide that the construction has to be performed per Highway Department specifications and the City bears any liability. Commissioner Blankenship made the motion to approve the agreement. Commissioner Davis seconded the motion. Upon call of the roll, the motion carried by a 4 - 0 vote.

B. CITY ATTORNEY REPORTS: City Attorney Russell Davis presented an Ordinance for first reading which would provide for a combination loading zone and taxi stand on Main Street. The Ordinance provides that the area will be marked as a taxi stand but will have priority as a loading zone. The Ordinance was given first reading as captioned:

ORDINANCE PROVIDING FOR IT TO BE UNLAWFUL FOR ANY MOTOR VEHICLE TO STOP OR PARK IN ANY PORTION OF PUBLIC WAY, STREET OR THOROUGHFARE OF THE CITY

MINUTES } CITY OF PIKEVILLE

THAT HAS BEEN MARKED AS TAXI STAND AND LOADING ZONE

2. Loading Zones: Discussion was had with regard to the City's existing Ordinances relative to permits for unloading and loading. Primarily, the loading zone ordinance provides that a person can park in a loading zone for the reasonable amount of time that it takes to load or unload. The Occupational License Fee Ordinance provides for several different situations where a vendor is required to have an occupational permit for loading or unloading. The Commission discussed scheduling a work session with the Police Chief and Traffic Control Officer to work out a suitable language for an amended Ordinance. No further action taken.

3. Second Reading was given to an Ordinance entitled:

ORDINANCE ESTABLISHING FINES AND PENALTIES FOR PARKING VIOLATIONS ORDINANCE O-90-018

Commissioner Morris made the motion to adopt the Ordinance. Commissioner Davis seconded the motion. Upon call of the roll, the motion carried by the following votes:

MAYOR PRO TEM:	JOHNNY MOUNTS	YES	
COMMISSIONER:	WALTER BLANKENSHIP	YES	EUGENE DAVIS YES
	FRANK MORRIS	YES	

5. Mall: The City Attorney reported that he had been asked to prepare a resolution to ask the developer of the mall project to change the name of the mall from Big Sandy Regional Mall to Pikeville Regional Mall. The resolution was read as follows:

RESOLUTION R-90-016

WHEREAS, the City of Pikeville has supported for many years a project to develop a regional mall on the Old Airport Site within the City of Pikeville and has obtained a substantial amount of grants to assist the development of this mall;

WHEREAS, the City of Pikeville has supported this mall through both its time and financial contributions partly because of the name recognition that would be associated with the City of Pikeville as being the site of the mall and the impact that a local mall will have on other businesses within the City of Pikeville.

WHEREAS, the Pikeville City Commission believes that the City of Pikeville, its residents and taxpayers would be better served by having the mall's name changed from "Big Sandy Regional Mall" to the original concept name of "Pikeville Regional Mall".

THEREFORE, BE IT RESOLVED by the Commission for the City of Pikeville that the City of Pikeville does hereby request that the mall's developers changed the name of the Big Sandy Regional Mall to the name of "PIKEVILLE REGIONAL MALL".

Passed this 29th day of May, 1990.

Commissioner Frank Morris moved the adoption of the foregoing resolution. Commissioner Walter Blankenship seconded the motion.

Upon roll call, the votes were as follows:

	YES	NO	
WALTER E. MAY, MAYOR			ABSENT
GENE DAVIS, COMMISSIONER	X		
FRANK MORRIS, COMMISSIONER	X		
JOHNNY MOUNTS, COMMISSIONER	X		
WALTER BLANKENSHIP, COMMISSIONER	X		

The Mayor declared the within resolution adopted.

/s/ Johnny Mounts
JOHNNY MOUNTS, MAYOR PRO TEM

ATTEST:

/s/ Karen Harris
KAREN HARRIS, CITY CLERK

Commissioner Morris expressed his concern that another corporation may have the name of "Pikeville Mall" tied up at this time. The City

MINUTES } CITY OF PIKEVILLE

Attorney reported that he did not think this the case, as according to his files, the proposed mall development on the old airport site has always bore Pikeville's name. The Commission further discussed that the resolution was asking the developer to consider changing the name. It would be up to the developer to determine if the name is being utilized by another corporation.

6. Bridge: Mr. Davis reported that he was directed to prepare a resolution which would encourage the Highway Department to complete the construction of the Pauley Bridge replacement by August, 1991. Mr. Davis explained that the purpose is that the mall developers anticipate opening the mall in September, 1991. The resolution was read as follows:

RESOLUTION R-90-017

WHEREAS, the city of Pikeville has entered into an agreement with the Transportation Cabinet, Kentucky department of Highways for the replacement of the Pauley Bridge in the City of Pikeville, Pike County, Kentucky.

WHEREAS, the City of Pikeville and its mall developers have contributed a substantial amount of the cost for construction of this replacement bridge so that it would better serve the proposed mall development in the City of Pikeville.

WHEREAS, the City of Pikeville has been informed by its mall developers that they project completion of the new mall in August of 1991.

THEREFORE, BE IT RESOLVED, by the City of Pikeville that the Pikeville City Commission encourages the Kentucky Highway Department to cause the construction of the Pauley Bridge replacement bridge at the mouth of Buckley's Creek, Pike County, Kentucky to be completed by August of 1991.

Passed this 29th day of May, 1990.

Commissioner Frank Morris moved the adoption of the foregoing resolution. Commissioner Walter Blankenship seconded the motion.

Upon roll call, the votes were as follows:

	<u>YES</u>	<u>NO</u>	
WALTER E. MAY, MAYOR			ABSENT
GENE DAVIS, COMMISSIONER	X		
FRANK MORRIS, COMMISSIONER	X		
JOHNNY MOUNTS, COMMISSIONER	X		
WALTER BLANKENSHIP, COMMISSIONER	X		

The Mayor declared the within resolution adopted.

/s/ Johnny Mounts
JOHNNY MOUNTS, MAYOR PRO TEM

ATTEST:

/s/ Karen Harris
KAREN HARRIS, CITY CLERK

C. CITY MANAGER'S REPORTS: John Johnson, City Manager, announced that the work session scheduled for May 30, 1990, to discuss the 1990-91 operating budget, will be cancelled due to the Mayor's absence. Mr. Johnson reported that he would reschedule the meeting for the coming week and advise the Commission of the date. The request for financial assistance from the Pikeville Little League will be discussed at the budget work session. Mr. Johnson advised the Commission that he has two personnel matters to discuss with them in an executive session - Freddie Rutherford has requested to speak with the Commission in executive session with regard to retirement.

At 8:50 p.m., the Commission adjourned to an executive session upon the motion of Walter Blankenship and seconded by Frank Morris to discuss personnel matters. The motion carried 4 - 0.

Commissioner Blankenship made the motion to reconvene to regular session. Commissioner Morris seconded the motion. Upon call of the roll, the motion carried 4 - 0.

City Manager, John Johnson, made the recommendation that the City

MINUTES } CITY OF PIKEVILLE

Commission approve the appointment of Richard Elswick as hearing officer for the City of Pikeville. Mr. Johnson explained that the hearing officer will be conducting hearings for Parking Violations and Dilapidated Housing. It is proposed that Mr. Elswick will be conducting hearings twice monthly in the City Hall Public Meeting Room. Mr. Elswick will be compensated at a rate of \$100.00 per meeting. The City Clerk will be responsible to schedule the hearings. Commissioner Morris made the motion, seconded by Commissioner Blankenship to appoint Richard Elswick to the position of hearing officer for the City of Pikeville. Upon call of the roll, the motion carried 4 - 0.

The City Manager announced the promotion of Calvary Runyon, Jr. from Police Officer to Police Sergeant.

The Commission directed Freddie Rutherford to discuss the retirement question with the City Manager.

There being no further business to come before the Commission, Commissioner Morris made the motion, seconded by Commissioner Blankenship to adjourn. The motion carried 4 - 0. (Adjournment time at 9:50)

The City Commission's next scheduled meeting is June 11, 1990 at 7:00 P.M. in the City Hall Public Meeting Room at 260 Hambley Boulevard.

APPROVED

WALTER E. MAY, MAYOR

ATTEST

KAREN HARRIS, CITY CLERK

+