

REGULAR MEETING - OCTOBER 22, 1990

The City of Pikeville Board of Commissioners met in regular session on Monday, October 22, 1990. The meeting was held at the City Commission's regular meeting place in the City Hall Public Meeting Room located at 260 Hambley Boulevard.

Mayor Walter E. May presided. There being a quorum present, the meeting was called to order at 7:06 p.m. Commission Members present upon call of the roll were as follows:

MAYOR:	WALTER E. MAY
COMMISSIONER:	WALTER BLANKENSHIP
	EUGENE DAVIS
	FRANK MORRIS
	JOHNNY MOUNTS

There were no items added to the agenda under Agenda Item II., Call of the Agenda.

AGENDA ITEM III. MINUTES

The minutes of the previous regular meeting of October 8, 1990 were included in each Commission Member's agenda package. Commissioner Mounts made the motion, seconded by Commissioner Blankenship to approve the minutes as submitted. Upon call of the roll, the motion carried unanimously.

AGENDA ITEM IV. BUSINESS FROM THE FLOOR

There were no items presented to the Commission as Business From the Floor.

AGENDA ITEM V. PAYMENT OF CITY BILLS

A list of City Bills totaling \$257,921.46 were presented to the Commission for approval of payment. City Manager, John Johnson, reported that all accounts with the exception of the General Fund, have sufficient funds to pay the invoices as submitted. Mr. Johnson advised the occupational tax receipts are due on Friday and at that time the General Fund will have the monies for disbursement. Commissioner Blankenship made the motion to approve payment of the City Bills totaling \$257,921.46, with the invoices to be paid from the General Fund being released on Friday. Commissioner Davis seconded the motion. Upon call of the roll, the motion carried unanimously.

AGENDA ITEM VI. OLD BUSINESS

City Attorney's Reports: City Attorney, Russell Davis, Jr., presented and gave second reading to an Ordinance entitled:

ORDINANCE AMENDING THE CITY OF PIKEVILLE'S OFFICIAL ZONING MAP (ORDINANCE O-90-032)

Commissioner Blankenship made the motion to adopt Ordinance O-90-032. Commissioner Davis seconded the motion. Upon call of the roll, the motion carried by the following votes:

MAYOR:	WALTER E. MAY	YES
COMMISSIONER:	WALTER BLANKENSHIP	YES
	EUGENE DAVIS	YES
	FRANK MORRIS	YES
	JOHNNY MOUNTS	YES

Ordinance O-90-033 was presented and given second reading. The ordinance is captioned as follows:

ORDINANCE AMENDING SECTION 636.2 OF THE CITY OF PIKEVILLE ZONING ORDINANCE

Commissioner Morris made the motion to adopt Ordinance O-90-033. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried by the following votes:

MAYOR:	WALTER E. MAY	YES
COMMISSIONER:	WALTER BLANKENSHIP	YES

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EUGENE DAVIS	YES
FRANK MORRIS	YES
JOHNNY MOUNTS	YES

A resolution was presented authorizing two signature persons to access the letter of credit for the UDAG grant. The resolution was presented and read as follows:

A RESOLUTION OF THE CITY COMMISSION OF PIKEVILLE, KENTUCKY, AUTHORIZING TWO INDIVIDUALS TO ACCESS THE LETTER OF CREDIT COMMUNICATION SYSTEM (LOCCS) AND ESTABLISHING A BANK DEPOSITORY FOR PURPOSES OF THE URBAN DEVELOPMENT ACTION GRANT PROGRAM R-90-026

WHEREAS, the City of Pikeville, Kentucky is undertaking an Urban Development Action Grant (UDAG) Program under the rules and regulations of the U.S. Department of Housing and Urban Development; and

WHEREAS, the U.S. Department of Housing and Urban Development requires that a depository and authorization of two individuals to access the Letter of Credit Communication System be obtained by the City prior to release of UDAG funds;

NOW, THEREFORE, BE IT RESOLVED, by the City Commission of Pikeville, Kentucky, that Walter E. May, Mayor, is hereby authorized to approve Sue Smallwood, Project Director, and Virginia Oney, Finance Director, as the individuals authorized to access the Letter of Credit Communication System for the City's Urban Development Action Grant.

BE IT RESOLVED, that Pikeville National Bank of Pikeville, Kentucky will be the designated bank depository for all Urban Development Action Grant Funds to be utilized under this program.

At Pikeville, Kentucky, this 22nd day of October, 1990.

/s/ Walter E. May
WALTER E. MAY, MAYOR

ATTEST:

/s/ Karen W. Harris
KAREN W. HARRIS, CITY CLERK

Commissioner Blankenship made the motion to adopt the resolution. Commissioner Morris seconded the motion. In discussion, City Manager John Johnson reported that Pikeville National Bank was chosen as the official depository for UDAG funds due to the City's General Fund account being in existence at the Pikeville National Bank. Housing and Urban Development officials have directed that the UDAG funds be deposited in the General Fund. Upon call of the roll, the motion carried unanimously.

The City Attorney reported that the principals of HJD Development Company have dedicated a roadway on the Peter Fork of Chloe Creek to the City of Pikeville. A map dedicating said roadway was recorded by HJD Development Company. Mr. Davis explained that any citizen can dedicate a roadway to a governmental entity and put the matter on record, however, it takes a separate action from the governmental entity to accept the dedication into the road maintenance system. Mr. Davis reported that HJD Development Company has requested that the City acknowledge the dedication has been made, but advised the resolution will contain language that the City is not accepting the roadway for street maintenance. Mr. Davis presented the resolution as follows:

RESOLUTION OF THE CITY OF PIKEVILLE, KENTUCKY, ACKNOWLEDGING DEDICATION OF A CERTAIN ROAD

RESOLUTION R-90-025

WHEREAS, HJD Development has dedicated a roadway to the City of Pikeville on the Peter Fork of Chloe Creek.

NOW, THEREFORE, BE IT RESOLVED by the City of Pikeville that the City acknowledges that HJD Development has dedicated a roadway to the City of Pikeville located on the Peter Fork of Chloe Creek. By acknowledging this dedication, the City of Pikeville does not agree to accept said roadway as a city street at this time.

AT PIKEVILLE, KENTUCKY, THIS 22ND DAY OF OCTOBER, 1990.

Commissioner Johnny Mounts moved the adoption of the foregoing Resolution. Commissioner Frank Morris seconded the motion. Upon call of the roll, the votes were as follows:

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

The Mayor declared the within Resolution adopted.

/s/ Walter E. May
WALTER E. MAY, MAYOR

/s/ Karen Harris
KAREN HARRIS, CITY CLERK

City Manager's Reports: John Johnson, City Manager, reported the Fire Chief had prepared a report listing fire hydrants in need of repair. The report was given to each Commission Member at the previous meeting. The Commission directed Bill Harless, PSG Manager, to prepare a report listing a time table for making the necessary repairs. Mr. Harless reported the Fire Chief listed 47 fire hydrants needing repair. To date, 16 of those hydrants have been inspected and repairs, when needed, have been made. Commissioner Morris made the motion to direct the City Manager to establish a procedure policy, coordinating with the Fire Department and PSG, with regard to the inspection of fire hydrants and the repair of fire hydrants on a timely basis and present the policy to the City Commission at the next meeting. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried by a 5 - 0 vote. PSG Manager, Bill Harless, was directed to give a report to the City Commission at their next meeting advising of further repairs to fire hydrants.

Mr. Johnson requested an executive session to discuss a personnel matter.

City Engineer's Reports: Jack Sykes representing Summit Engineering, City Engineers, gave a report of ongoing City Projects.

1. Peach Orchard Water Tank: The contractor has not begun work on the painting of the Peach Orchard Water Tank. Mr. Sykes advised that the contractor had an equipment breakdown. The contractor does have a portable water tank to use while painting, and is scheduled to be on site by October 22nd. Mr. Sykes explained that the City initially bid three water tanks for repairs and/or painting. The bid summary was given to each Commission Member. The tank receiving second priority was the tank at Foxcroft at a total cost of \$16,360.00. The City Engineer reported the tanks are not in critical need of repair, however the tank at Foxcroft has been in existence since 1981 and no repairs or painting have been made to this tank. The Commission deferred painting and repairs to the tanks until spring.

b. Water Treatment Plant: Mr. Sykes reported that there was no substantial damage to the Water Treatment Plant as a result of the lamella settler slippage. The plant has been put back into operation and the sludge bin has been cleaned.

c. Williams Hollow: The drainage work on Williams Hollow has been done and the road is ready for paving. The City Manager reported that the Public Works Department did an inspection of a culvert located in the creek. It was the recommendation of public works that the culvert be reworked and connected. PSG Manager, Bill Harless, has indicated that his crew will get the material and do the necessary work to the culvert. Mr. Johnson reported that Mountain Enterprises, Inc. has indicated that paving will commence, weather permitting, on October 25th in the areas of Williams Hollow, West Hollow, and Bob Amos Overlook Drive.

d. Wastewater Treatment Plant: Construction of the foundation of plant #1 has begun. It is expected that the plant will be in operation around the first of the year. The road is open to the Animal Shelter. Commissioner Mounts questioned if the project has an onsite project manager yet. PSG Manager, Bill Harless, reported that his company is looking for someone to fill this position.

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e. Boulevard Parking: The City Engineer displayed a map depicting the locations of the Flat Iron Building and the Heilig-Meyers Furniture Store. Highlighted were the traffic lanes as they now exist. Mr. Sykes explained that a parking space requires a minimum eight feet. Mr. Sykes recommended against establishing any more parking on the Boulevard above that which is now existing. The issue of whether the alleyway between the Flat Iron Building and the Heilig-Meyers Furniture Store should be limited to one-way traffic or open to two-way traffic will not increase or decrease the amount of boulevard parking spaces. The Commission acknowledged receipt of a letter from the manager of Heilig-Meyers withdrawing his request to limit the traffic flow of the alleyway. The Mayor suggested delaying action with regard to the request to limit the traffic flow of the alleyway until such time as City representatives can complete a survey, with the owners of property being advised that limiting traffic flow will not increase parking along the boulevard. The Commission agreed with the suggestion.

f. Thompson Road: Mr. Sykes advised the Commission that the remaining unpaved area on Thompson Road is equal to 2/10ths of a mile. Mayor May announced that he has had numerous calls requesting the City pave the remainder. Mr. Sykes estimated the cost at \$30,000.00 to pave the remaining section. The Finance Director advised this project could be funded from the Coal Severance Account. Commissioner Mounts asked how the asphalt would be affected by the large trucks involved in construction. Mayor May explained that only a small section would be affected and in addition this section has a better base than any other section of the roadway. It was suggested that 2 inches of asphalt be placed on the roadway, however after further discussion it was decided that 4 inches of asphalt should be placed. Commissioner Morris made the motion to authorize the paving of the remaining section of Thompson Road with 4 inches of asphalt and to post the weight limits. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried with a 5 -0 vote. Mr. Sykes advised that PSG should look at some drainage problems in the vicinity of the Lake Joann area.

In new business, the Commission briefly discussed the matter of whether the City has an active "leash law" ordinance. The City Attorney advised that those having problems with animals should notify the Police Department or have a criminal summons issued against the animal's owner.

At 8:05 p.m., Commissioner Davis made the motion to adjourn to executive session for the purpose of discussing a personnel matter. Commissioner Morris seconded the motion. Upon call of the roll, the motion carried unanimously.

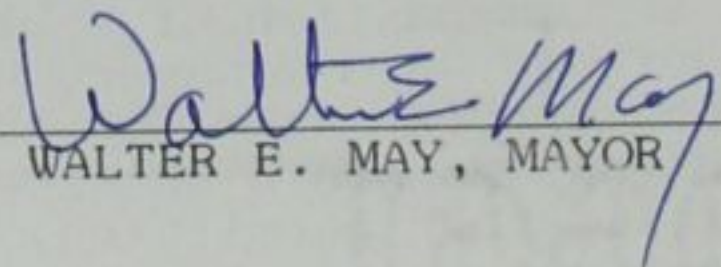
At 9:20 p.m., Commissioner Blankenship made the motion, seconded by Commissioner Morris to reconvene to regular session. Upon call of the roll, the motion carried unanimously.

Mayor May announced the Commission had discussion relative to personnel matters and received a written report from the City Manager concerning his recommendations with regard to a retirement policy. The Commission has decided more time is necessary to study the policy before rendering a decision.

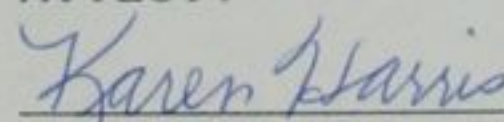
There being no further business to come before the Commission, Commissioner Blankenship made the motion, seconded by Commissioner Morris to adjourn. Upon call of the roll, the motion carried unanimously. (Adjournment time: 9:25 p.m.)

The City Commission's next scheduled meeting is November 12, 1990, at 7:00 p.m., and will be held in the City Hall Public Meeting Room at 260 Hambley Boulevard.

APPROVED


WALTER E. MAY, MAYOR

ATTEST:


KAREN HARRIS, CITY CLERK