

## MINUTES } CITY OF PIKEVILLE

## REGULAR MEETING MINUTES - APRIL 22, 1991

The City of Pikeville Board of Commissioners met in regular session on Monday, April 22, 1991. The meeting was held in the City Commission's designated meeting place in the City Hall Public Meeting Room at 260 Hambley Boulevard.

At 7:10 p.m., there being a quorum present, Mayor Walter E. May called the meeting to order. Commission Members present upon call of the roll were as follows:

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

## AGENDA ITEM II.

## CALL OF THE AGENDA

Deleted from the prepared agenda was item VII B., with regard to a request for financial support from the continuing education committee of the Chamber of Commerce. Mayor May explained the reason for deletion is he would like to spend more time talking to those involved before recommending the program's approval to the Commission. Added to the agenda in place of the aforementioned item, was a report from the Fire Chief concerning his recommendations for equipment and other changes which could lead toward lower fire insurance rates for the city. Commissioner Blankenship stated his opinion that the Parks Department and PSG should be commended for their efforts in cleaning the City after the Hillbilly Days Festival. Mayor May reported he has a resolution to this effect to introduce. The City Engineer was directed to report on the timetable for the proposed Bypass sidewalk reconstruction project.

## AGENDA ITEM III.

## MINUTES

The minutes of the previous regular meeting of March 25, 1991 were included in each Commission Member's agenda package. Commissioner Morris requested that an addition be made to Agenda Item II. Call of the Agenda to more fully explain the Third Street matter. The minutes were changed to read as follows:

The City Engineer requested to add two items to his report. One relative to providing that certain sections of Third Street be opened to two-way traffic and the other with regard to the sidewalks on the Bypass and the proposal from the State to reconstruct those sidewalks with curb and guttering.

Commissioner Mounts made the motion to approve the minutes of the March 25, 1991 meeting with the additions specified. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried unanimously.

## AGENDA ITEM IV.

## BUSINESS FROM THE FLOOR

William J. Baird, on behalf of Studio Seven, requested the Commission entertain a proposal to allow them to rent the Athletic Center Building next to the swimming pool. It is proposed that Studio Seven will rent, on a monthly basis, the building at a rate of \$500.00 per month, for the purpose of providing concerts, movies, crafts, etc. for the youth in the community. Don Payton, the director of Studio Seven, was present. It was explained that Mr. Payton ran a youth center in the Fairview Addition. This location was not suitable due to the center being located near dwellings. The group was commended by the Mayor for the work they are trying to accomplish, however he reported there were complaints from the residents during the last Christian rock concert. Mayor May reported he had discussed the proposal with Parks Director, Doug Justice, who indicated that the proposed use would not interfere with the present usage of the building, providing the lease agreement was not exclusive. Mr. Baird commented the group wanted to work in cooperation with the school on the use of the building. The City Attorney was directed to prepare a lease agreement providing for a 30 day cancellation clause and for Studio Seven to obtain adequate liability insurance during all events. The agreement is to be presented at the next regular meeting for the Commission's approval. Mr. Payton advised the Commission that he had hoped to begin the lease on May 1st due to a number of concerts scheduled during the month of May. The Parks Director was authorized to oversee the operation on a temporary basis until a lease agreement is approved. Commissioner Davis commented that Studio Seven should work closely with the Park Director in the coordinating of activities.



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## AGENDA ITEM V.

### PAYMENT OF BILLS

A list of City Bills totaling \$448,457.66 were presented to the Commission for approval of payment. Upon the City Manager's recommendation the bills be approved for payment and confirming the funds were available to make payment, Commissioner Morris made the motion to approve payment of the bills totaling \$448,457.66. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried unanimously.

## AGENDA ITEM VI.

### OLD BUSINESS

A. CITY ENGINEER'S REPORTS: Jack Sykes representing Summit Engineering, Inc., City Engineers, advised a report had been delivered during the Commission's work session of the status of ongoing city projects.

A city street map has been prepared and is displayed in the conference room for review.

Mr. Sykes reported he had followed up on the report of the malfunction reported with the Mountain Water District master meter. Mr. Sykes advised he has spoke with their engineer and has sent correspondence to Ernie Chaney. Mr. Sykes confirmed there are some deficiencies with the meter. Mr. Griffith, Mountain Water District's engineer, indicated the meter had not yet been inspected but assured Mr. Sykes the problems would be taken care of.

With regard to the proposed reconstruction of sidewalks and installation of curb and guttering around the Bypass, the state of Kentucky has agreed to fund a portion of the project at a rate of \$17.68 per linear foot, not to exceed \$199,960.09. A cost estimate has been quoted from a local contractor in the amount of \$27.00 per linear foot to construct the total project. About half the sidewalk project is replacement. If city crews would remove those areas, then the contractor would agree to reduce the amount to \$19.50 per linear foot. The total cost of the project is estimated at \$346,000.00, with the city's portion to be \$146,000.00. If city crews remove the existing sidewalk, curb and guttering, the total project would be reduced to \$308,000.00, with the city's cost reduced to \$108,000.00. The Mayor reported this offer is based upon the city approving to do the project before the end of the state's fiscal year. In answer to a question posed by Commissioner Morris, Mr. Sykes advised the Bypass sidewalk project will not interfere with the Ferguson Creek water line extension where there will be some curb and guttering installed on the right side of the road. Commissioner Morris made the motion to authorize the City Engineer to advertise the project for bids. Commissioner Blankenship seconded the motion. Commission Members had reservations about whether the city could afford the project. Mayor May commented that advertising did not commit the city to do the project and the City Manager was directed to review the coal severance account and other potential funding sources to determine if sufficient funds are available to do the project. Upon call of the roll, the motion carried unanimously. Mr. Sykes advised the Commission there will be no performance bond required.

B. CITY ATTORNEY'S REPORTS: City Attorney Russell Davis, Jr. presented the following items to the Commission:

1. Second reading was given to an Ordinance amending the zoning map to change the zoning of a section of property on the left side of the road at the mouth of Chloe Creek down to Dr. Coleman's property from a R-1 to C-2. The Planning and Zoning Commission held a public hearing and there were no objections to the proposed change. 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:	WALTER E. MAY	YES
COMMISSIONER:	WALTER BLANKENSHIP	YES
	EUGENE DAVIS	YES
	FRANK MORRIS	YES
	JOHNNY MOUNTS	YES

2. Second reading was given to an Ordinance entitled:

ORDINANCE PROVIDING FOR TWO WAY TRAFFIC ON THIRD STREET AND PIKE STREET FROM THE PIKE STREET RAMP TO AUXIER AVENUE

Commissioner Blankenship made the motion to adopt the Ordinance. Commissioner Morris seconded the motion. Commissioner Morris pointed out that there is a utility pole and fire hydrant in the curve and asked if



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vehicles would have any difficulty in maneuvering the corner at the library. Commissioner Davis advised there is a storm drain near the parking lot of the library which may also cause some difficulty. The City Engineer was directed to look at the area and determine if the drain needs to be raised or if the utility pole and fire hydrant need to be moved. The Clerk was directed to not publish the ordinance until the City Engineer relays his findings. 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

3. Municipal Road Agreement: A cooperative agreement between the City of Pikeville and Department of Rural and Municipal Aid was presented to the Commission for approval. Mr. Davis explained the agreement is renewable annually and provides for the City to receive a portion of the gasoline tax collected by the state to do work only on city streets or bridges. Pikeville's share, this year, is approximately \$61,233.00. Commissioner Mounts made the motion to adopt the resolution approving execution of the agreement. Commissioner Davis seconded the motion. Upon call of the roll, the motion carried unanimously.

4. A resolution was presented and read entitled:

RESOLUTION APPROVING METHODIST HOSPITAL OF KENTUCKY, INC.'S PROPOSED AMENDMENT OF ARTICLES OF INCORPORATION AND BY-LAWS, AND EXPRESSING APPRECIATION FOR THE OUTSTANDING SERVICE BY THE HOSPITAL AND ITS BOARD IN THE OPERATION OF THE HOSPITAL

WHEREAS, the By-Laws Committee of the Methodist Hospital of Kentucky, Inc. has proposed Amended By-Laws and Articles of Incorporation pursuant to a request by the City of Pikeville and has submitted a copy of the same to the City of Pikeville.

WHEREAS, the City of Pikeville desires to express its appreciation to the Hospital and its Board of Directors for its outstanding service to the community in providing an excellent community hospital.

NOW, THEREFORE, BE IT RESOLVED by the City of Pikeville as follows:

1. That the City of Pikeville does hereby approve the proposed Amended By-Laws and Articles of Incorporation of the Methodist Hospital of Kentucky, Inc.

2. That the Commission for the City of Pikeville desires to express its appreciation to the hospital and its board of directors, management and employees for their outstanding service to the community in providing and maintaining an excellent community hospital.

3. And further, the Commission for the City of Pikeville does hereby acknowledge its intent to continue its excellent relationship that exists between the City of Pikeville and the Methodist Hospital of Kentucky, for many years to come.

Passed this 22nd day of April, 1991.

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

Upon roll call, the votes were as follows:

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

The Mayor declared the within resolution adopted.

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

ATTEST:

/s/ Karen Harris



KAREN HARRIS, CITY CLERK

Mayor May explained that he had requested the City Attorney to prepare the above read resolution. Sometime ago, Mr. Davis recommended changes to the existing by-laws to the Commission's attention which were in conflict with Kentucky Law. The By-Laws Committee of the Methodist Hospital reviewed the changes and have made the suggested changes. Commissioner Mounts requested to see a copy of the by-laws as changed.

5. A resolution was presented commending the employees of Professional Services Group, Inc., the employees of the Parks Department for their excellent job in cleaning up the trash and other debris from the Hillbilly Days Festival and further commending the employees of the Police and Fire Departments for their excellent public service during the festival. Commissioner Blankenship made the motion, seconded by Commissioner Mounts to adopt the resolution. Upon call of the roll, the motion carried unanimously. Mayor May asked the representatives of the news media to report this matter.

C. CITY MANAGER'S REPORTS: City Manager, John Johnson, gave a verbal report on the following matters:

1. Electrical Franchise: Mayor May requested this matter be tabled. The Commission consented to the request.

2. YMCA: Mr. Johnson advised the Commission that the Pikeville YMCA has requested to teach swimming lessons at the City Pool during the summer and to use the pool from 9 a.m. until 11:45 a.m. and one hour in the evening after the pool closes. YMCA would furnish qualified instructors and insurance. YMCA has agreed to pay the City \$50.00 per hour for the use of the pool. Mr. Johnson advised this amount would just about cover the operating expense of the pool. Mr. Johnson recommended the Commission accept the proposal. The YMCA's use of the pool will not interfere with pool parties. Mayor May advised he had been asked by representatives of the Housing Authority if the city could make pool passes available for the children who live in the area housing projects. It was suggested the passes could be given to the children to keep litter picked up around their housing areas. The Park Director, Doug Justice and the Housing Project Managers will work out the details of an incentive program. Commissioner Morris made the motion to accept the YMCA proposal and also to approve pool passes for children in the housing projects. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried 5 - 0.

3. Keyser Hollow: The State Transportation Cabinet has declared the property around Keyser Heights, approximately 117 acres, surplus, and has approached the City with an offer to sell. The state proposes to sell the property to the City for \$117,000.00 which could be financed over a ten year period with no interest at \$11,700.00 per year. The cost is for property only and does not include the gas well. The state is in the process of reappraising the gas well. Commissioner Morris made the motion to purchase the property at Keyser Hollow from the state for \$117,000.00. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried 3 - 2 (Commissioners Davis and Mounts cast a "NO" vote).

4. South Flood Gate: Mr. Johnson has been in contact with the Corp of Engineers. The gate has been installed and final adjustments are being made. The gate would be operable at this time in a flood situation. Work should be finalized by May 10th. Mr. Johnson was directed to have representatives from the Fire Department and from PSG instructed in the operation of the Flood Gate.

5. Audit: A proposal was received from Wallen & Cornett to perform the 1990-91 audit of the city's financial statements. The proposal amount was not to exceed \$14,500.00 which includes quarterly reports. Commissioner Morris made the motion to accept the proposal from Wallen & Cornett. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried unanimously.

AGENDA ITEM VII.

NEW BUSINESS

A. TOURISM: Ann Charles, Executive Director of the Pikeville/Pike County Tourism Commission submitted quarterly financial statements and minutes to the Commission for their review. No action taken.

B. ISO Rating: Fire Chief Courtney reported he had been in contact with an ISO representative in Brentwood, Tennessee, who advised that a letter be written requesting that a representative walk through an inspection and inform the city what measures need to be taken to receive



a lower ISO rating. Chief Courtney explained he had taken the last inspection information and prepared a list of equipment needed. Improvements included upgrading the pumping capacity an additional 850 gallon per minute for the downtown area -ISO requires a pumping capacity of 3500 gallons per minute, the City is capable of pumping 2750 gallons per minute. The pumping capacity can be upgraded by providing an additional truck with a pump. Approximately 3000 feet firehose, ladders and additional fire hydrants are also needed. The City Manager reported on efforts to locate a tanker truck. Cost for a used vehicle is in the range of \$40,000 - \$50,000. Mr. Johnson indicated funds were not available at this time for a purchase. Chief Courtney was directed to prepare a list of items needed with an estimated price and give them to the City Manager to see if he can locate the funds to purchase the necessary items.

C. Garbage Roll-off Truck: The City Manager reported that Commissioners Blankenship and Mounts had asked him to prepare a report detailing the monthly transportation fee for hauling trash from the transfer station to the landfill. The cost for hauling is approximately \$6,200 per month. Mr. Johnson indicated a truck could be purchased for approximately \$70,000. Bill Harless of PSG worked out an operations and maintenance schedule. It is estimated it would cost \$1,000.00 per month to operate the truck. Mr. Johnson advised the truck could be paid off in 14 months, using the present expense as a basis. Mr. Johnson also advised that larger commercial customers could be serviced should the city purchase a truck. Bill Harless spoke in support of the proposed purchase and confirmed the city could save approximately \$5,000.00 per month. Commissioner Morris advised there could be complications that require further study. Commissioner Morris indicated the city would have to purchase dumpsters to fit the roll-off machine, the city would have to compact all the garbage that is transported to the Floyd County landfill and permission would have to be secured for the City of Pikeville to dump at the Floyd County landfill. Bill Harless commented that the City of Pikeville owns the containers which are now in service. Mr. Harless indicated that Floyd County would give the same permission to the City of Pikeville that is given to the City's contractor (Leron Industries) for hauling the same waste. Mr. Johnson advised he had talked with David Cooley at the Floyd County Landfill who informed they would accept the waste from the City of Pikeville under the same arrangements. Mayor May recommended advertising for bids for a roll-off truck and in the meantime directed that answers be sought to Commissioner Morris' concerns before awarding a bid. Commissioner Mounts made the motion to advertise for bids for a roll-off truck. Commissioner Morris seconded the motion. Upon call of the roll, the motion carried 4 - 0 (Commissioner Blankenship not present at the time of the vote).

D. Police Station: Commissioner Mounts requested the Commission consider advertising for bids for the construction of a new police station on the 211 Division Street lot. The lease for the Reynolds Tire shop expires the end of May, and Commissioner Mounts asked that bids be solicited for demolition of the existing building. Commissioner Mounts reported plans have been drawn and based on previous bids, expects the building to cost about \$250,000.00. Commissioner Mounts further reported that he had been advised by the Finance Director, there are uncommitted funds in the next fiscal year budget which could be used to pay for the construction. Commissioner Mounts made the motion to advertise for bids for the construction of a police station. Commissioner Blankenship seconded the motion. Commissioner Morris asked if the building would accommodate the equipment needed for 911 service. Police Chief Edmonds and the City Engineer commented they did not recall if the plans provided for sufficient space. Mayor May recommended the Police Chief to review the plans with the City Manager to make sure the building plans were sufficient before advertising for bid. Parking was also discussed. Commissioner Mounts agreed to change his motion to provide for the Chief of Police and City Engineer to review the plans to determine if they are up-to-date and bring the findings back to the Commission before advertising for bids. Upon call of the roll, the motion carried unanimously. The City Engineer estimated it would take a week to review the plans.

E. Meeting Change: Due to the Memorial Day Holiday, Commissioner Blankenship made the motion, seconded by Commissioner Davis to change the City Commission's meeting from May 27, 1991 at 7:00 p.m. to May 28, 1991 at 7:00 p.m. Upon call of the roll, the motion carried unanimously.

At 8:50 p.m., Commissioner Blankenship made the motion to adjourn to an 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 9:35 p.m., Commissioner Morris made the motion, seconded by Commissioner Blankenship to reconvene to regular session. Upon call of the roll, the motion carried unanimously.

A work session was scheduled for Wednesday, May 22, 1991 at 4:00 p.m. in the City Hall Meeting Room to discuss the next meeting's agenda.

Mayor May reported the executive session was held to discuss a personnel matter in the police department. No action was recommended.

There being no further business to come before the Commission, Commissioner Davis made the motion, seconded by Commissioner Blankenship to adjourn the meeting. Upon call of the roll, the motion carried 5 - 0. (Adjournment Time: 9:38 p.m.)

The City Commission's next scheduled meeting is May 28, 1991 at 7:00 p.m. and will be held in the City Hall Public Meeting Room at 260 Hambley Boulevard.

APPROVED

Walter E. May  
WALTER E. MAY, MAYOR

ATTEST:

Karen Harris  
KAREN HARRIS, CITY CLERK



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WESTON CO  
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