

# MINUTES } CITY OF PIKEVILLE

## REGULAR MEETING MINUTES - AUGUST 23, 1993

The Board of Commissioners of the City of Pikeville met in regular session on Monday, August 23, 1993. The meeting was held in the City Hall Public Meeting Room at 260 Hambley Boulevard.

There being a quorum present, Mayor Walter E. May called the meeting to order at 7:00 p.m. Commission Members present at roll call were as follows:

MAYOR:	WALTER E. MAY
COMMISSIONER:	WALTER BLANKENSHIP
	SHARON CLARK
	EUGENE DAVIS
	JOHNNY MOUNTS

### AGENDA ITEM II.

### CALL OF THE AGENDA

Added to Agenda Item IV. as item E., was discussion relative to the location of the new police station and the parking problems associated with it; and to Agenda Item VII. as items B, C, and D were appointments to the Pikeville Library Board the Pikeville Housing Authority Board, and the Pikeville Swim Team Board.

### AGENDA ITEM III.

### MINUTES

The minutes of the Special Meeting held on August 3, 1993 were included in each Commission Member's agenda package. There being no additions or corrections, Commissioner Davis made the motion, seconded by Commissioner Blankenship to approve the minutes as circulated. Upon call of the roll, the motion carried unanimously.

### AGENDA ITEM IV.

### BUSINESS FROM THE FLOOR

A. PIKEVILLE AQUATICS TEAM: Appearing before the Commission on behalf of the Pikeville Aquatics Club was Shanna Elliott, Chair person. Ms. Elliott thanked the Commission for their support during the club's first season. She asked the Commission to consider making improvements to the pool facility, as funding will allow, for the next season. Some improvements requested were: repair of pool lights, deck lights, heater and lane ropes; the installation of bleachers to seat 500 people; purchase of new lane ropes; employment of additional personnel for cleaning the restroom facilities and pool decks along with the employment of an aquatics director; and purchase/repair of pool cover to allow for year around swimming. Chuck Hughes advised the Commission that scholarships are available for the young swimmers and suggested that covering the pool would contribute to their chances in receiving a scholarship award. Discussion continued at some length with the Commission considering the costs associated in covering the pool. Commissioner Blankenship advised that winter usage of the pool was discontinued due to high heating costs and low usage of the facility by the public. The City Manager was directed to obtain a cost estimate for a new portable cover (or the repair of the existing cover, if feasible) along with the projected heating cost and submit the data at the next meeting. Possible funding sources for the pool cover were discussed. Karen Gibson, Treasurer/Controller, reported that Coal Severance Funds could be utilized for recreational purposes after the required percentage was spent on road repairs.

B. KY LONGRIFLES: Pursuant to discussion at the Commission's previous meeting of August 3, 1993, Hugh B. Hall presented the Commission with a request for reimbursement of in-kind labor provided by the Kentucky Longrifles Baseball Club at the athletic field. The request was in the amount of \$7,203.79. City Attorney Davis gave his opinion that an expenditure of this type is legal. Commissioner Davis questioned the validity of \$675.00 of the request which was labeled as travel reimbursement for field workers. Mr. Hall explained that due to arrangements for housing not being made for their field crew it was necessary to have them drive from Paintsville to ready the field. After discussing the matter further, Mr. Hall agreed to remove this line item from the request. Commissioner Blankenship made the motion to approve payment of the reimbursement request less \$675.00 upon the City Manager's confirmation that the bills are legitimate expenditures. Commissioner Davis seconded the motion. Upon call of the roll, the motion carried 4 - 0 - 1 (Walter May abstained from the vote).

C. YMCA: Rick Lucas, Executive Director of the Pikeville Area Family YMCA, presented the Commission with blueprints of their proposed facility. The structure, which is expected to house a basketball court, tennis court, raised walking track, racquetball courts, meeting rooms, gymnastic area, and offices, will be built on the second level of Bob Amos Park, below the tennis courts, but close enough so as not to interfere with the golf driving range or the miniature golf course. Cost of the building is estimated at \$500,000. \$150,000 toward the construction has been



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committed in pledges. Board Members have planned groundbreaking for the facility in September, 1993. City Attorney Davis reminded the Board Members and Commission of the lease agreement which provides for a time period in which to have the facility under construction and a time period for the completion of construction. Mr. Davis explained the reasoning behind the provision was to prevent a shell of the building being constructed and then left incomplete on valuable property. Darrell Maynard, Board YMCA Board Member, advised the Commission that the facility is designed in phases and reported that YMCA has the funds to complete the first phase of the building. In an effort to aid the YMCA in the construction of the entire facility, the Commission authorized Will Linder, grants person, to assist the YMCA in locating funding sources for the construction of the facility. YMCA Board Members Bruce Elliott, Jerry Kanney and Darrell Maynard expressed their willingness to expand their programming to include working with the Aquatics Club utilizing the city pool facilities.

D. HOSPITAL: Larry Smith, Chief Financial Officer for Pikeville Methodist Hospital, gave a brief summary of the proposed 1994 hospital budget. Total revenues were budgeted at \$58,219,340 with expenditures expected to reach \$55,087,929. The excess revenue is expected to provide adequate cash flow. A capital expenditure budget in excess of \$8 million is also proposed. The Commission deferred approval until the Commission and financial staff have sufficient opportunity to review the proposed budget.

E. POLICE STATION: Downtown merchants, in opposition to the location of the new police station, appeared before the Commission with a petition signed by 62 business owners asking for the relocation of the police station to the 211 Division Street lot as originally proposed. The merchants complained that 42 parking spaces are lost for much needed customer parking. City Engineer Jack Sykes reported to the Commission that an overall loss of seven parking places exists when comparing the two lots in question. It was explained that the lot where the station is currently under construction will allow for expansion, if needed, or for the addition of a city hall facility. Cost for relocating the police station to the 211 Division Street lot was cited at \$36,000. Mayor May reported that he had identified several lots, some city owned, which could be utilized for parking. For a cost of approximately \$2,500.00 per month, in excess of 200 parking places could be provided. The merchants argued that while the gesture to provide more parking is appreciated, customers won't shop in stores that they can't see when parking. Some members of the audience suggested having employers ask their employees to park on the river fill to allow on-street parking for customers or designate 2 hour parking limits in city owned lots. The City Manager was directed to submit a recommendation to the Commission at the next meeting with regard to limiting parking on city owned lots to two hours. He was also directed to have the weeds cut and gravel placed on the city owned lot behind the post office and to negotiate with other property owners to determine if it is feasible to rent/lease lots to provide more parking.

F. RIVER FILL AUCTION: In an attempt to dispense with rumors and misgivings with regard to the proposed auction of a portion of river fill property, designated auctioneer, Larry Blake Pinson, presented a summary of the process which led to his firm's selection as auctioneer. Mr. Pinson read a June 26, 1992 letter from City Manager, John Johnson, which solicited proposals from all area auctioneers. Some of the auctioneers did not present proposals. One auctioneer submitted a proposal after the deadline. All proposals were reviewed by an ad hoc committee made up of three loan officers representing each of the three local banking institutions. Mr. Pinson's firm was chosen to conduct the auction. Mr. Pinson continued by saying that rumors, from the auction being illegal to an injunction to halt the auction, have been circulated. Mr. Pinson asked the Commission to make a decision either to continue with the auction or to start the property disposal process over. The Commission heard complaints from Anna Stratton and Greg Justice over their auctioning services not being selected. They argued that their fee was lower than Mr. Pinson's fee of 3 1/2%. City Attorney Davis explained that the city has the right to consider qualifications when rendering a decision in the award of professional service contracts. The letter seeking proposals asked for other information such as experience and number of successful auctions held during the past year. Commissioner Mounts made the motion to start over with the process of disposing of the river fill property. Commissioner Davis seconded the motion. Upon call of the roll, the motion carried 4 -1 (Walter May voting "no"). Commissioner Blankenship made the motion to advertise for sealed bids for the sale of the river fill property. The motion died from lack of a second.

Local attorney, Steve Combs on behalf of the downtown merchants, asked the Commission to take a vote on the relocation of the police station facility. There was no motion made or any further action taken.

Two teens appeared before the Commission asking for assistance in providing recreational activities for the community's children. YMCA



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Board Member, Bruce Elliott, advised that the YMCA now has programs geared toward their age group.

The Commission heard a complaint from Kim McCown relative to the street sweeper not being able to clean River View Drive due to people not abiding by the signs to not park their vehicles during the time allotted for street sweeping. City Manager Johnson advised that flyers will be placed on the vehicles and if the notice is ignored the vehicles will be towed.

## AGENDA ITEM V.

### PAYMENT OF BILLS

A. CITY BILLS: City Bills totaling \$312,421.10 were presented to the Commission for approval of payment. Upon the City Manager's recommendation the bills be approved and his affirmation that monies were available for payment, Commissioner Blankenship made the motion, seconded by Commissioner Mounts to approve payment of the City Bills as submitted. Upon call of the roll, the motion carried 5 - 0.

B. WATER DISTRIBUTION SYSTEM IMPROVEMENTS PROJECT: Presented was the request for final payment for Contract #10 (Main Line Construction) in the amount of \$42,497.15. Commissioner Mounts made the motion, seconded by Commissioner Clark to approve payment of the M & S Construction Company invoice as requested. Upon call of the roll, the motion carried 4 - 0 (Commissioner Blankenship not present at the time of the vote).

Also, in connection with the Water Distribution System Improvements Project, Summit Engineering, Inc. presented their bill in the amount of \$3,352.47 for inspection services. Commissioner Davis made the motion, seconded by Commissioner Mounts to approve payment of the bill as requested. Upon call of the roll, the motion carried 4 - 0 (Commissioner Blankenship not present at the time of the vote).

## AGENDA ITEM VI.

### OLD BUSINESS

A. CITY ENGINEER'S REPORTS: Jack Sykes representing Summit Engineering, city engineer, gave an update of progress on various projects as follows:

1. Water Distribution System Improvements Project: In conjunction with Contract #10 (main line construction), a change order in the amount of \$1,592.00 was presented for approval. Mr. Sykes advised the change order provides for the contractor, M & S General Contractors, to install two additional water meters. Commissioner Davis made the motion, seconded by Commissioner Blankenship to accept the change order as presented. Upon call of the roll, the motion carried unanimously.

2. Habitat for Humanity: A request from Ray Milam, on behalf of the Sandy Valley Habitat for Humanity was heard at the previous meeting. Mr. Milam requested that the city construct and maintain access to four proposed home sites near Julius Avenue. City Engineer Sykes reported that there is a dedicated 25 foot street easement. Approximately 250 feet of the road has been constructed. An additional 175 feet of road must be constructed to complete access to the site. Mr. Sykes estimated the cost to construct the remainder of the roadway at \$5,700.00. Commissioner Blankenship made the motion, seconded by Commissioner Davis to authorize the construction of the access as requested. Upon call of the roll, the motion carried unanimously.

3. Thompson Road: The contracts for the sewage line extension for Thompson Road/Lake Joann have been signed by the contractor. Work is expected to commence around September 1st.

4. Water Tank Painting: The contract documents have been sent to the low bidder for signature.

5. Poor Farm Lift Station: The City Engineer advised that City Manager Johnson had requested that he prepare cost estimates for the renovation of the Poor Farm Wastewater Pumping Station. Staff reports that the station is a maintenance headache with the intervals between pump maintenance excessively short. One pumping unit is frequently off-line and the valve pit has experienced excessive corrosion. The station frequently by-passes combined sewer flows into Pikeville Pond following rainfall. Three alternate solutions were proposed, however Mr. Sykes recommended acceptance of alternate #2 which provides for the installation of duplex submersible pumping units at an estimated cost of \$76,000. Mr. Sykes advised that while operation of both pumping units during peak wet weather flow periods should significantly reduce by-passes into Pikeville Pond, it will not completely eliminate them. Commissioner Blankenship made the motion to authorize the City Engineer to advertise for bids for the renovation of the pumping station as recommended. Commissioner Mounts seconded the motion. Upon call of the roll, the motion carried unanimously.

B. CITY ATTORNEY'S REPORTS: Russell H. Davis, Jr., City Attorney, presented the following items for the Commission's consideration:



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1. Street Name: Second Reading was given to an Ordinance entitled:  
ORDINANCE NAMING A PREVIOUSLY UNNAMED STREET IN THE QUAIL RIDGE  
SUBDIVISION, HEATHER LANE

Commissioner Mounts made the motion, seconded by Commissioner Clark to adopt the Ordinance as presented. Upon call of the roll, the motion carried by the following votes:

MAYOR:	WALTER E. MAY	YES
COMMISSIONER:	WALTER BLANKENSHIP	YES
	SHARON CLARK	YES
	EUGENE DAVIS	YES
	JOHNNY MOUNTS	YES

2. Handicap Parking: Presented for second reading was an Ordinance entitled as follows:

AMENDED ORDINANCE INCREASING FINE FOR ILLEGALLY PARKING IN HANDICAPPED ZONES FROM \$5.00 TO \$20.00

Commissioner Clark made the motion to adopt the Ordinance as submitted. 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
	SHARON CLARK	YES
	EUGENE DAVIS	YES
	JOHNNY MOUNTS	YES

Mr. Davis requested a closed session for the purpose of discussing a legal matter. At 9:45 p.m., Commissioner Davis made the motion to adjourn to closed session pursuant to KRS 61.810, section 3, paragraph c, for the purpose of discussing a legal matter. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried unanimously.

At 9:56 p.m., Commissioner Blankenship made the motion, seconded by Commissioner Clark to reconvene to regular session. Upon call of the roll, the motion carried unanimously.

Mayor May reported that a brief summary was heard concerning pending litigation. No action required.

C. CITY MANAGER'S REPORTS: City Manager, John Johnson, presented the following items to the Commission for consideration:

1. Batting Cage: Presented was a letter from Bob Roberts, dba Step Up To the Plate, informing the Commission that he is exercising his option to extend the lease of property in Bob Amos Park. The lease will expire on October 31, 1994. The lease provides for a 60 day notice from Mr. Roberts to exercise his option. Commissioner Davis made the motion, seconded by Commissioner Clark to acknowledge receipt of the notice from Mr. Roberts. Upon call of the roll, the motion carried unanimously.

2. Garbage Truck/Packer: Commissioner Clark made the motion to authorize the City Manager to advertise for bids for the purchase of a new garbage truck/packer and also for the purchase of a 4 X 4 utility vehicle for use by the Fire Department. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried unanimously.

3. KY League of Cities Convention: Mayor May read a letter from the Kentucky League of Cities relative to the City of Pikeville being chosen as the winner in the President's Awards of Excellence Program in the public safety category. Administrative Assistant Sue Smallwood and City Clerk Karen Harris submitted the application on the city's emergency ambulance service. Commissioner Mounts made the motion, seconded by Commissioner Blankenship to allow Ms. Smallwood and Ms. Harris to attend the KY League of Cities Convention and accept the award on behalf of the City of Pikeville. Upon call of the roll, the motion carried unanimously.

## AGENDA ITEM VII.

## NEW BUSINESS

A. GRANT: Will Linder advised the Commission his initial purpose in being present was to ask for city approval in the submission of a grant application to the Kentucky Housing Corporation under the Home Program on behalf of Judy Walters. Ms. Walters' proposed project was the renovation of a 8 unit downtown apartment. Mr. Linder reported that he no longer requests approval as Ms. Walters was unable to acquire the property. Mr. Linder asked the Commission to consider writing a letter of support on behalf of the Non-Profit Housing Corporation, headed by John Pinson, Executive Director of the Pikeville Housing Authority, on the submission of a grant application in the amount of \$100,000 for the renovation of



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University Apartments on High Street. The apartments will be owned by the Non-Profit Housing Corporation. Commissioner Blankenship made the motion, seconded by Commissioner Clark to authorize the submission of the letter in support of the Non-Profit Housing Corporation's project. Upon call of the roll, the motion carried unanimously.

B. LIBRARY BOARD: Mayor May submitted the following names and proposed terms of individuals to serve on the Pikeville Library Board as follows:

Terry Deskins.....1year  
Joe Justice.....2years  
W. C. Hambley.....2years  
Tinker Page.....3years  
Donna Batten.....3years

Commissioner Blankenship made the motion, seconded by Commissioner Clark to approve the appointments as stated. Upon call of the roll, the motion carried 4 - 0 - 1 (Commissioner Davis abstained from the vote).

C. HOUSING AUTHORITY BOARD: Mayor May nominated Homer Tucker to complete the unexpired term created by the resignation of Dr. Ronald Hall on the Pikeville Housing Authority Board. Commissioner Davis made the motion, seconded by Commissioner Blankenship to approve the nomination. Upon call of the roll, the motion carried unanimously.

D. PIKEVILLE SWIM TEAM BOARD: Commissioner Davis made the motion, seconded by Commissioner Mounts to appoint Dr. Quentin Robinette and Tom Hutchinson to serve on the Pikeville Swim Team Board. Upon call of the roll, the motion carried unanimously.

There being no further business to come before the Commission, Commissioner Davis made the motion, seconded by Commissioner Mounts to adjourn. Upon call of the roll, the motion carried unanimously.  
(Adjournment Time: 10:15 p.m.)

APPROVED

*Walter E. May*  
WALTER E. MAY, MAYOR

ATTEST:

*Karen Harris*  
KAREN HARRIS, CITY CLERK