

MINUTES } CITY OF PIKEVILLE

CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
NOVEMBER 25, 1996

The Board of Commissioners of the City of Pikeville met in regular session on Monday, November 25, 1996. The meeting was held in the City Hall Public Meeting Room at 260 Hambley Boulevard.

There being a quorum present, Mayor Steven D. Combs called the meeting to order at 6:00 p.m. Commission Members present upon call of the roll were as follows:

| | |
|---------------|--------------------|
| MAYOR: | STEVEN D. COMBS |
| COMMISSIONER: | KENNY BLACKBURN |
| | WALTER BLANKENSHIP |
| | SHARON CLARK |
| | EUGENE DAVIS |

AGENDA ITEM II.

MINUTES

The minutes for the previous regular meeting of October 28, 1996, and special meeting held on October 21, 1996, were included in each Commission Member's agenda package. There being no additions or corrections, Commissioner Blankenship made the motion, seconded by Commissioner Blackburn to approve the minutes as submitted. Upon call of the roll, the motion carried unanimously.

AGENDA ITEM III.

BUSINESS FROM THE FLOOR

A. HOSPITAL: Hospital Administrator, Martha Chill, appeared before the Commission to request their consideration of a proposal to either lease or purchase property in the river fill immediately adjacent to the parking lot now maintained by the hospital. Ms. Chill explained that approximately 700 parking spaces will be lost once site preparation begins on their construction project. Construction is expected to take 5 years and should begin in January, 1997. Ms. Chill told the Commission that the hospital's first preference is to purchase the property. The hospital is offering \$1.66/sq. ft. for a total purchase price of \$256,000.00. The hospital would also consider entering into a long-term lease agreement. The hospital presently leases the current parking area from the City. The original term of that lease agreement was 15 years. There are 13 years remaining in said lease. City Attorney Davis explained there is a lawsuit pending involving a portion of the requested tract and advised there is currently an injunction which prohibits the City from auctioning the property. Ms. Chill suggested allowing the hospital to purchase the property not in dispute and leasing the remaining property until a decision is rendered in the lawsuit. Discussed was the City's resolution which requires the disposal of surplus public property by auction. The City Attorney opined that since the hospital is providing a public service, the City could sell the property without conducting a public auction. The Mayor advised that another public agency had expressed interest in obtaining the same property in question. Commissioner Davis stated he would like 30 days to consider the merits of the proposal and spoke in favor of a year-to-year lease for the present time. Mayor Combs made the motion to authorize the City Attorney to prepare a year-to-year lease agreement and allowing him to use his discretion as to whether to include the disputed premises, depending on what can be worked out with the other party's counsel. Commissioner Blankenship seconded the motion. During discussion, the Mayor asked for an appraisal of the property and asked the hospital representatives to return to the December meeting for further discussion concerning a long-term lease or a purchase. Upon call of the roll, the motion carried unanimously. Ms. Chill agreed for the hospital to pay for the appraisal.

B. ANNEXATION: Bob Billips, owner of the Pine Ridge Subdivision adjacent to Thompson Road, appeared before the Commission to request the City to annex his property to the City Limits. City Attorney Davis disclosed that he represents Mr. Billips. Mr. Billips told the Commission that he has already constructed the streets which are mostly paved. He advised that he will retain maintenance of the streets. In addition, Mr. Billips will make the sewerage connection to the City's manhole, at no expense to the City. The bridge will not be dedicated to the City, as Mr. Billips has a non-transferable agreement with the C & O Railroad. City Attorney Davis gave first reading of an Ordinance as follows:

AN 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 23.80 ACRES KNOWN AS THE PINE RIDGE SUBDIVISION EXTENDING THE CITY CORPORATE LIMITS SOUTH OF THE CSX RIGHT-OF-WAY ADJACENT TO AND WEST OF COAL RUN HILL.

The Ordinance will be on file in the office of the City Clerk for public inspection. Second reading was scheduled for the next City Commission meeting.

Fire Chief Hall asked the size of the water storage tank. Mr. Billips advised the tank has a 10,000 gallon capacity. The Fire Chief gave his opinion that it would require at least a 50,000 gallon tank to provide adequate fire protection. Mr. Billips advised that East Kentucky Miracle Water installed two new pumps in the pumping station. The Fire Chief asked that he and the City Engineer be afforded the opportunity to review the tank capacity and flow, as he did not want to see the City's Class 4 Fire Rating jeopardized. The Mayor asked that the results be presented at the next meeting.

C. SURPLUS PROPERTY: The Commission reviewed a letter of request from David Stratton asking to purchase the parking lot and annex tract adjacent to the current library facility. Mayor Combs stated it was his opinion that the property should be offered for sale in public auction. Commissioner Blackburn asked that the City Manager compile a list of surplus properties and to include the aforementioned tract in the list. The City Manager was asked to submit the list at the next meeting when the Commission would

MINUTES } CITY OF PIKEVILLE

decide whether to offer the properties for sale in public auction. City Manager Johnson was asked to convey the Commission's decision to Mr. Stratton.

D. LIBRARY: Ms. Jackie Casey, Chair of the Pike County Library Board District, appeared before the Commission to advise of the Library Board's recommendation to terminate Phase I of the library construction and to apply all remaining funds to Phase 2 construction. The county library district retained John Tackett, CPA, to review and present in report form all information received in response to item 14 of the merge agreement. After meeting with architect Bill Richardson and contractor Mark White, Mr. Tackett prepared a written report giving his opinion there will be a \$75,529.50 revenue shortfall if the contract is allowed to proceed. In light of this issue and because that completing present construction according to plan will seriously limit the development of a much expanded facility on the site, the library district is requesting termination of the Phase I construction contract. The Board Members recommend that all current obligations to the architect and the contractor be paid. This would allow for a 90 days community based planning process to be conducted by the Kentucky Department of Libraries and Archives. Construction bids could be awarded in late April with Phase 2 to be completed by January 1998. In addition, the library board members recommend that the dedication of the portion of College Street behind the site as well as the lot on the southeast corner of Elm and College Street to resolve the space limitation issue, be expedited. Big Sandy Area Development District Executive Director, Roger Recktenwald, explained that with the public dollars being committed to the project, it will be necessary to solicit bids from architects and contractors. Regulations will not permit the additional design and construction work to be accomplished through change orders. With the inclusion of the Telecommunications Center in the library facility, the funding sources are as follows:

| | |
|---------------------------------------|--------------|
| Economic Development Agency | \$700,000.00 |
| Brown Foundation (matching EDA funds) | 200,000.00 |
| Coal Severance | 49,500.00 |
| State Library & Archive | 300,000.00 |
| Federal funding | 250,000.00 |

Mr. Recktenwald told the Commission that State Library and Archives Commissioner, Jim Nelson, had originally voiced strong concern regarding the difficulty of accommodating and/or integrating a much larger project on the present site, however the proposal to dedicate the adjacent street and corner lot to the project has omitted the concern and Mr. Nelson is now in favor of the site.

Mr. Recktenwald further commented that the architect's plan will be based around the amount of funding available.

City Attorney Davis advised the Commission that after review of the construction contract, he has determined that the contract can not be terminated without cause unless an agreement is made with the contractor. Mark White, president of Commonwealth Building and Construction, Inc., told the Commission that he is willing to negotiate an agreement for close out of Phase I, however cautioned the Commission that once the project is suspended, he expects a longer delay in construction resuming because of the approvals needed from Frankfort - ie, plumbing, code enforcement, etc.

The Commission had lengthy discussion regarding the appropriate party to negotiate with the contractor for the close out of Phase I. At the suggestion of Commissioner Clark, it was the consensus that the City Attorney and the County Library Board District should negotiate with Mr. White. The City Attorney pointed out there are liabilities connected with suspending the contract, in that the City will be responsible for any price increases in materials during the suspension.

Commissioner Blackburn questioned the statement in the County Library Board District letter concerning the acquisition of the lot on the southeast corner of Elm and College Street and wanted to know if the City was expected to purchase said lot. Mr. Recktenwald reported that it had been proposed that the City purchase the lot to provide a larger site for the expanded facility. City Manager Johnson advised that the Realtor for the property has established the purchase price at \$49,950.00. Commissioner Blackburn stated he was opposed to the City purchasing the property.

Commissioner Clark made the motion, seconded by Commissioner Blankenship to authorize the City Attorney to give notice to the contractor to immediately suspend work on Phase I of the library construction contract and to negotiate with the contractor and the County Library Board District for the close out of Phase I. Upon call of the roll, the motion carried 3 - 1 - 1 with Commissioner Blackburn voting no, and Commissioner Davis abstaining from the vote.

City Library Board Member, Jeanine Owens, presented a letter and minutes from the Pikeville Public Library Board for consideration. Ms. Owens reported that the library's two former employees have a combined 33 years of service, however did not establish a retirement system. According to the letter submitted by Pikeville Public Library Board Chair, Jerry Waddell, the Board had intended to sell the Day Property and purchase a retirement system for the employees. It was reported that the City Manager had investigated the possibility of purchasing retirement through the City's policy, however that was not deemed feasible. Ms. Owens told the Commission that she was sure there are other available avenues to provide retirement for the employees. Mayor Combs made the motion, seconded by Commissioner Blankenship to authorize the City Manager to pursue other options to provide for a retirement system for the two former City Library employees. Upon call of the roll, the motion carried 4 - 0 - 1 with Commissioner Davis abstaining from the vote.

WRECKER SERVICE: Local resident Don McCoy came before the Commission to voice his complaint concerning a bill he received for wrecker service from Village Wrecker. Mr. McCoy stated he thought the fee exceeded Village Wrecker's contract amount. Mr. McCoy was advised that the Chief of Police had requested a closed session with the Commission to discuss the wrecker service contract.

MINUTES } CITY OF PIKEVILLE

City Attorney Davis advised that a developer was present to discuss a matter in closed session with the Commission.

At 7:14 p.m., Mayor Combs made the motion to adjourn to a closed session for the purpose of discussing a contractual, employment, and a legal matter. Commissioner Blackburn seconded the motion. Upon call of the roll, the motion carried unanimously.

At 8:45 p.m., Commissioner Blackburn made the motion, seconded by Commissioner Clark to reconvene the meeting to regular session. Upon call of the roll, the motion carried 3 - 0 (Commissioners Blankenship and Davis were not present at the time of the vote).

TOWING SERVICE: City Attorney Davis reported that the Commission discussed the contract agreement between Abner Justice d/b/a Village Wrecker Service and the City of Pikeville. Based upon records supplied by Acting Police Chief Justice, Village Wrecker is charging more per tow than what his bid allows. The City Attorney recommended that he be authorized to file suit against Mr. Justice, specifically to compel his performance with the terms of his bid and to request he make refund to any person who has been overcharged. Commissioner Blankenship made the motion, seconded by Commissioner Clark to authorize the City Attorney to file suit against Village Wrecker. Upon call of the roll, the motion carried 3 - 0 - 2 with Commissioner Blackburn and Mayor Combs abstaining from the vote*.

*Mayor Combs stated he was not present in closed session when the matter was discussed.

DEVELOPMENT: City Attorney Davis reported that the Commission had met with the developer for the property adjacent to Lowe's. The developer has requested that the Commission consider the possibility of establishing an additional public road from Cassady Boulevard to Thompson Road. Discussed was the suggestion to authorize the City Manager to send a letter to Lowe's to see if they would allow some of their property to be used as a public roadway and then the developer will provide the additional property to complete the roadway. Commissioner Blackburn made the motion to authorize the City Manager to send said letter of request to Lowe's. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried 3 - 0 - 2 with Commissioner Davis and Mayor Combs abstaining from the vote.

AGENDA ITEM IV.

PAYMENT OF BILLS

A. CITY BILLS: A list of City Bills totaling \$450,629.03 was presented to the Commission for approval of payment. Commissioner Blankenship made the motion, seconded by Commissioner Clark to approve payment of the invoices as requested. Upon call of the roll, the motion carried 4 - 0 - 1 with Commissioner Blackburn abstaining from the vote regarding the Robertson Wrecker bill and voting yes to pay all other invoices.

B. ACADEMY BUILDING STABILIZATION PROJECT: Presented for approval was an invoice from Commonwealth Building and Construction Company, Inc. for work on the Academy Building Stabilization Project in the amount of \$17,550.00. Historic Preservation Board Chairman, Jack Sykes, advised the Commission the bill is due and payable and has been recommended for payment by architect, Bill Richardson. Commissioner Blackburn made the motion to approve payment of the invoice as presented. Commissioner Davis seconded the motion. Upon call of the roll, the motion carried unanimously. (Payable through ISTEA funds)

AGENDA ITEM V.

OLD BUSINESS

A. CITY ENGINEER'S REPORTS: Jack Sykes representing Summit Engineering, Inc., City Engineers, presented the following verbal report:

1. Cassady Boulevard Utilities: During a previous meeting of the Commission, the City Engineer was authorized to begin work on the design of utilities (water, sewerage and natural gas) from Thompson Road and extending along Cassady Boulevard. A draft of the plans depicting the location of the utilities has been completed and were presented to the Commission for review. Mr. Sykes advised that developer, Chris Penn is willing to plat a right-of-way easement (on the upper side of the Heilig-Myers Building), to allow for a future widening of Cassady Boulevard without having to relocate the utilities. Mr. Sykes estimates the cost at \$120,000.00. The City Engineer affirmed that Wal-Mart could be served with this utility extension and adequate fire protection will be provided. Mr. Sykes requested that the City Manager be authorized to sign the necessary documents to allow the plans to be sent to the Division of Water for the required approvals and to advertise for bids. Commissioner Blackburn made the motion, seconded by Commissioner Blankenship to authorize the City Engineer to advertise for bids and to authorize the City Manager to sign the necessary documents to receive Division of Water approval. Upon call of the roll, the motion carried 4 - 0 - 1 with Mayor Combs abstaining from the vote.

2. Raw Water Intake: It was reported the project had been delayed to allow Grants person, Will Linder, to investigate funding sources. City Engineer Sykes advised the Commission that he has now resumed work on this project. Mr. Linder, told the City Manager and the City Engineer that KIA will be offering a low interest (less than 1%) loan for water projects in the upcoming calendar year. Mr. Linder has conveyed that he thinks the best source of funding is through the KIA fund. Included in the project is the addition of a screen at the Raw Water Intake; replacement of a pump; reconstruction or the lowering of existing pumps and the installation of grit pumps; provides for a 5th filter; and system telemetry. With a 30% contingency, the project is estimated at \$974,632.10. Mr. Sykes pointed out that the improvements won't solve all the problems at the intake, but will provide three times the water through the screens. Previously discussed was the possibility of relocating the intake to the other side of the river, however Mr. Sykes advised that regardless of which side of the river the intake is located on, the problem is with the water, in that the water has a lot of silt and grit. Mr. Sykes proposes to allow for PSG review of the plans,

MINUTES } CITY OF PIKEVILLE

with bid advertisement in mid April, and construction to commence in June. The City Manager advised the Commission that he will be looking at the distribution system, prior to bidding, to determine if any lines need to be replaced.

3. Thompson Road Fire Station: The project is currently 99.9% complete, with \$3,500.00 left to be expended in the contract.

4. Scott Avenue/Main Street Improvements: This project is currently 31% complete. The contractor has been asked to have the project ready for paving by the second week of December.

5. North Mayo Sewer Project: Mr. Sykes advised that Stuart Adams' bore and encasement project at Keyser Heights is nearing completion with approximately 10 feet left to finish the bore.

Notice of award was sent to Alpha Reclamation. The Engineer has not received the signed contract documents as of this date.

6. Combined Sewer Operational Plan: Mr. Sykes advised the Commission that he is currently working on a plan regarding the City's Kentucky Pollution Discharge Permit (KPDS) to discharge overflow of the sanitary sewerage system.

7. Overbank Improvement Project: Bids were due this afternoon, however Mr. Sykes advised that he had not been apprised of the results. Because Wal-Mart has refused the use of any of the fill material within their project area, Mr. Sykes does not think the City will enjoy any savings through bidding with Wal-Mart.

8. Catholic School: Mr. Sykes advised there has been a request by a number of citizens for the City to look at the possibility of widening Phillips Lane in the Keel Addition as it serves the Catholic School. Mr. Sykes reported there is only 12 or 14 feet of paved street width. City Manager Johnson reported that traffic is quite congested with parents dropping their children off in the morning and picking them up in the evening. He advised there has been some question as to where the property lines are. The City Engineer advised that he has surveyed the property and has found a number of points out in the Keel Addition to establish the location of the property lines. Mr. Sykes has determined there is a 30 ft. right-of-way and has identified the right-of-way on a map. Mr. Sykes told the Commission that he has shared the map with the Bairds since they own a large amount of property. City crews will gravel if there is no real disagreement with the Bairds regarding the plotted property lines. The area will be scheduled for blacktopping next year.

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

1. Harolds Branch Improvements: Presented for approval was an agreement between the Transportation Cabinet and the City of Pikeville for road improvements on Harolds Branch. The City Attorney explained that the project is actually at the request of the hospital, who would like to widen Harolds Branch from where it intersects at ByPass Road to where it enters onto hospital property. Hospital personnel discovered there was a grant available in the sum of \$608,000 to accomplish the work, however the grant is only available to cities and not private entities. The hospital is requesting the City enter into an agreement with the Highway Department for the work. The work must be completed before the Highway Department will pay the \$608,000. The City Engineer estimates the project at \$632,000. Hospital Administrator, Martha Chill, advised that the hospital will pay for any costs in excess of the \$608,000, however she asked to either contract with the City to hire a project manager to monitor the costs or to designate the hospital as contract administrator. City Attorney Davis recommended approval of the agreement subject to the receipt of an agreement between the City of Pikeville and the Hospital for reimbursement of the project costs. Provisions of the agreement are to include:

- a. The Hospital will be fully responsible for the cost of the project.
- b. The City will provide the initial money to pay the contractor.
- c. The Hospital will be designated as the construction manager.
- d. The Hospital will pay interest on the City's line of credit.

City Engineer Sykes estimated the project should be completed within 4 months. Commissioner Blackburn made the motion to execute the agreement with the Highway Department subject to the receipt of an agreement for reimbursement from the Hospital, and to authorize the City Manager to negotiate a line-of-credit. Commissioner Blankenship seconded the motion. During discussion, City Engineer Sykes asked that the City Attorney and City Manager be authorized to negotiate an engineering contract with Summit Engineering, Inc., within the line of the funding. Commissioners Blackburn and Blankenship agreed to amend their motion to include the negotiation of the engineering contract. Upon call of the roll, the motion carried unanimously.

2. Zoning Map Amendments: Presented for second reading were two Ordinances to approve amendments to the Zoning Atlas. The Ordinances were read entitled:

AN ORDINANCE AMENDING THE CITY OF PIKEVILLE ZONING MAP FOR THOMPSON ROAD ADJACENT TO THE COAL RUN BRIDGE FROM ZONING CLASSIFICATION OF INDUSTRIAL TO C2

Commissioner Blankenship 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: STEVEN D. COMBS YES

MINUTES } CITY OF PIKEVILLE

| | | |
|---------------|--------------------|--------------------------------|
| COMMISSIONER: | KENNY BLACKBURN | YES |
| | WALTER BLANKENSHIP | YES |
| | SHARON CLARK | NOT PRESENT AT TIME OF VOTE |
| | EUGENE DAVIS | YES |

and

AN ORDINANCE AMENDING THE CITY OF PIKEVILLE ZONING MAP FOR THE BOWLES PROPERTY AT CEDAR CREEK

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

| | | |
|---------------|--------------------|-----|
| MAYOR: | STEVEN D. COMBS | YES |
| COMMISSIONER: | KENNY BLACKBURN | YES |
| | WALTER BLANKENSHIP | YES |
| | SHARON CLARK | YES |
| | EUGENE DAVIS | YES |

3. Tele-Media: The Commission reviewed a letter from Wayne Harrison of Tele-Media Corporation concerning the City's request for information regarding the addition of channels to the cable system. Mr. Harrison stated that Tele-Media will be taking a survey in the near future to poll the subscribers to get their input as to what channels they would like to see added. Mayor Combs said that Tele-Media representatives had previously assured the Commission that additional channels would be added prior to the end of 1996. He asked the City Attorney to contact Tele-Media again.

4. Signatures at Bank Depositories: City Manager Johnson asked the Commission to consider adoption of an amended resolution to reflect financial institutions with whom the City does business. The resolution was presented and read entitled:

RESOLUTION AUTHORIZING DESIGNATED PERSONS TO SIGN CHECKS AND ESTABLISHING BANK DEPOSITORIES

BE IT RESOLVED BY THE CITY OF PIKEVILLE AS FOLLOWS:

1. That all prior resolutions granting John Johnson as City Manager, Karen Harris as City Clerk, and Jan Hunt as Finance Director, authority to withdraw and sign checks on the accounts of the City of Pikeville are hereby reaffirmed, and the City Manager, Johnson is hereby authorized to sign checks on all of the accounts of the City of Pikeville in the absence of the City Finance Director or the City Clerk.

2. The Pikeville National Bank and Trust Company, Trans Financial Bank, Matewan National Bank, Kentucky National Bank of Pikeville, and Family Bank are each authorized to pay and charge to the accounts of the City of Pikeville checks signed by Jan Hunt as Finance Director and Karen Harris as City Clerk; or Jan Hunt as City Finance Director and John B. Johnson as City Manager; or John B. Johnson as City Manager and Karen Harris as City Clerk.

3. The City Clerk is authorized and directed to deliver for and on behalf of the City of Pikeville a certification of this resolution to the Pikeville National Bank and Trust Company, Trans Financial Bank, Matewan National Bank, Kentucky National Bank of Pikeville and Family Bank. The City Manager John Johnson is authorized to execute any documents necessary to enforce this resolution which are consistent with the authority granted herein.

4. That the Pikeville National Bank and Trust Company, Trans Financial Bank, Matewan National Bank, Kentucky National Bank of Pikeville and Family Bank are authorized to rely upon this resolution until they have received written notice of any amendments or revisions of this resolution.

5. That signature stamps shall not be used for signing checks drawn on accounts of the City of Pikeville.

Passed this 25th day of November, 1996.

Commissioner Blankenship moved the adoption of the foregoing resolution. Commissioner Clark seconded the motion.

Upon roll call, the votes were as follows:

| | |
|----------------------------------|-----|
| STEVEN D. COMBS, MAYOR | YES |
| GENE DAVIS, COMMISSIONER | YES |
| SHARON CLARK, COMMISSIONER | YES |
| WALTER BLANKENSHIP, COMMISSIONER | YES |
| KENNY BLACKBURN, COMMISSIONER | YES |

The Mayor declared the within resolution adopted.

/s/ Steven D. Combs
STEVEN D. COMBS, MAYOR

ATTEST:

MINUTES } CITY OF PIKEVILLE

/s/ Karen Harris
KAREN HARRIS, CITY CLERK

5. Ashland Oil: In connection with the Wal-Mart project, it is necessary for the relocation of an Ashland Exploration line. Ashland Exploration has agreed to relocate the line themselves, however the City has to pay for the relocation and possibly some lost production in the well for the period of time it is out of service. The City will not have to pay for loss production for the first 30 days, but will be responsible thereafter. The agreement allows the contractor 90 days to get the line back in service. The City Attorney estimates the cost for lost production at \$115.00 per day. Commissioner Blackburn made the motion, seconded by Commissioner Blankenship to authorize the Mayor to execute an agreement with Ashland Exploration. Upon call of the roll, the motion carried 4 - 0 - 1 with Mayor Combs abstaining from the vote.

6. Overbank Improvement Project: Although Wal-Mart has bid the Overbank Improvement Project as part of their package, they have requested that the City agree to be the third party administrator and be fully responsible for supervising, inspecting and administering the contract. The City shall approve pay requests and change orders. Wal-Mart will pay the contractor and the City make reimbursement to Wal-Mart. Commissioner Blackburn made the motion, seconded by Commissioner Blankenship to approve the request. Upon call of the roll, the motion carried 4 - 0 - 1 with Mayor Combs abstaining from the vote.

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

1. CDBG: Mr. Johnson presented three resolutions for approval which are required to receive the Community Development Block Grant funds in conjunction with the Harolds Branch/Chloe Creek sewerage line extension. The resolutions were presented and captioned as follows:

ORDER FOR THE CITY OF PIKEVILLE APPROVING PROCEDURES FOR COMPLIANCE WITH 504 REGULATIONS ON HANDICAPPED ACCESSIBILITY (R-96-010)

RESOLUTION OF THE CITY OF PIKEVILLE ADOPTING A POLICY PROHIBITING DRUG USE AND CERTIFYING A DRUG-FREE WORKPLACE (R-96-011)

and

PROCUREMENT POLICY FOR THE CITY OF PIKEVILLE'S CDBG AND/OR HOME PROJECT INCLUDING SMALL PURCHASES OF \$10,000 AND UNDER AND PROCUREMENT PROCEDURES FOR SERVICES AND MATERIALS VALUED IN EXCESS OF \$10,000

Commissioner Blackburn made the motion to adopt the Resolutions as presented. Commissioner Blankenship seconded the motion. Upon call of the roll, the motion carried unanimously.

2. Parks Board: The City Manager reported that he had contacted each of the current members of the Parks Board to ask if they were still interested in serving on the Board. Dave Thomas, Kenny Schmidt and Andrew Joyce have asked to remain as members of the Parks Board. Hillard Howard and June Johnson have resigned. Mayor Combs nominated Lyle Blackburn to serve as a member of the Parks Board. Commissioner Blankenship made the motion, seconded by Commissioner Clark to appoint Lyle Blackburn to serve as a member of the Parks Board. During discussion, Mayor Combs asked that suggestions to fill the remaining seat on the Parks Board be presented at the next meeting. Upon call of the roll, the motion carried 4 - 0 - 1 with Commissioner Blackburn abstaining from the vote.

3. Police Department: Acting Police Chief Justice recommended the employment of Paul Maynard, who currently serves as a dispatcher, as a police officer. Commissioner Blankenship made the motion, seconded by Commissioner Clark to appoint Paul Maynard to the position of police officer. Upon call of the roll, the motion carried unanimously.

4. Fire Department: Fire Chief Hall recommended the employment of William E. Stepp and Thomas W. Taylor as full time fire fighters and Virgil Ray as a part-time fire fighter. Commissioner Blackburn made the motion, seconded by Mayor Combs to approve the employments as recommended by the Fire Chief. Upon call of the roll, the motion carried unanimously.

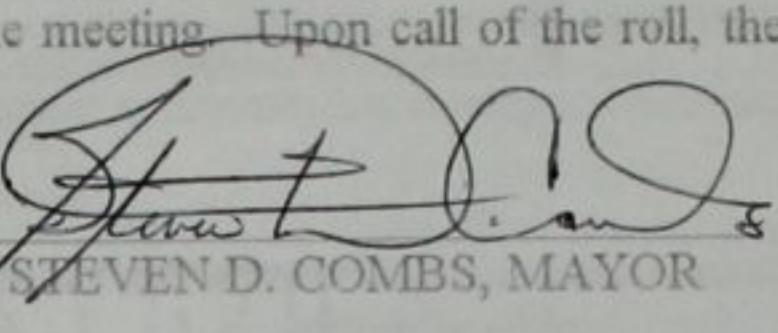
At 9:38 p.m., Commissioner Clark made the motion to adjourn to a closed session. Commissioner Blackburn seconded the motion. Upon call of the roll, the motion carried 5 - 0.

At 9:47 p.m., Commissioner Blackburn made the motion, seconded by Commissioner Clark to reconvene to regular session. Upon call of the roll, the motion carried unanimously.

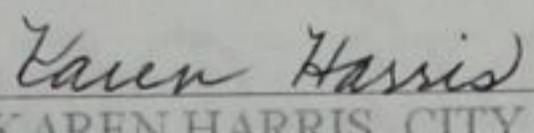
Mayor Combs reported that the Commission discussed the Professional Services, Inc. contract while in closed session. Commissioner Blackburn made the motion to authorize the City Attorney and the City Manager to begin negotiations for a new contract with PSG and to notify PSG of this decision. Commissioner Blankenship seconded the motion. During discussion, Commissioner Davis asked that the Commission be kept informed of the negotiations and of the meeting dates. Upon call of the roll, the motion carried unanimously.

MINUTES } CITY OF PIKEVILLE

There being no further business to come before the Commission, Commissioner Davis made the motion, seconded by Commissioner Blackburn to adjourn the meeting. Upon call of the roll, the motion carried unanimously. (Adjournment Time: 9:55 p.m.)

APPROVED 
STEVEN D. COMBS, MAYOR

ATTEST:


KAREN HARRIS, CITY CLERK

