

MINUTES } CITY OF PIKEVILLE

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
OCTOBER 25, 1999**

The Board of Commissioners of the City of Pikeville met in regular session on Monday, October 25, 1999. The meeting was held in the City Hall Public Meeting Room located at 117 College Street, Pikeville, Kentucky.

There being a quorum present, Mayor Frank M. Morris called the meeting to order at 5:25 p.m. Commission Members present at roll call were as follows:

MAYOR: FRANK M. MORRIS
COMMISSIONER: BILL BLACKBURN
EUGENE DAVIS
SHARON CLARK

Commissioner Wanda Wilson was absent.

AGENDA ITEM II.**MINUTES**

The minutes for the previous regular meeting of September 27, 1999, were included in each Commission Member's agenda package. There being no additions or corrections, Commissioner Clark made the motion, seconded by Commissioner Davis to approve the minutes as submitted. The motion carried 4 - 0.

AGENDA ITEM III.**BUSINESS FROM THE FLOOR**

A. ELLIS MORRELL LANE: Louise Ratliff Estep and her sister were present to request the Commission's consideration in changing the name of Ellis Morrell Lane, located adjacent to Chloe Road, to Sam Blackburn Road. Ms. Estep possesses a 1956 subdivision map which shows the roadway was named Sam Blackburn Road. City Manager Blackburn reported that this portion of Chloe was accepted into the City Limits in 1964. There is no record which shows the road in question being assigned a name. An Ordinance was adopted in 1998 which assigned names to a number of unnamed roadways, including Ellis Morrell Lane. Commissioner Davis made the motion, seconded by Mayor Morris to authorize the City Attorney to research the records, and if deemed appropriate, present the paperwork to change the name of the roadway to Sam Blackburn Road. The motion carried 4 - 0.

B. CHAMBER OF COMMERCE: Kitty Blackburn, Executive Director of the Pike County Chamber of Commerce, explained that during the previous City Commission Meeting, she, on behalf of the Chamber of Commerce and other agencies, had requested to lease the former City Hall buildings located at 260/261 Hambley Boulevard. Since that time, the Main Street Agency has decided to relocate to the new city hall building

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and another use has been discussed for the building located at 260 Hambley Boulevard.

The Chamber of Commerce has revised their request to lease only the building located at 261 Hambley Boulevard. The IDEA office and Civic Center office are also proposing to relocate their offices with the Chamber of Commerce. Ms. Blackburn advised that the Chamber of Commerce's main reason for wanting to relocate their offices is for visibility, however, she commented that their lease for the current facility expires this December. Ms. Blackburn proposed a lease fee equal to the cost of utilities and possibly an amount to be deposited into an escrow account for repairs and maintenance. It was the consensus of the Commission to allow the use of the building located at 261 Hambley Boulevard, subject to a suitable lease agreement and fee being negotiated. Mayor Morris made the motion, seconded by Commissioner Davis to schedule a work session on Wednesday, October 27th, at 2:00 p.m. to discuss negotiations for a lease agreement with the Chamber of Commerce, et al. The motion carried 4 - 0.

Ms. Blackburn announced there will be a Veteran's Day Parade on Saturday, November 13th, beginning at 10 a.m.

AGENDA ITEM IV.

PAYMENT OF BILLS

A list of City Bills totaling \$445,320.21 were presented for approval of payment. Commissioner Davis made the motion, seconded by Commissioner Clark to approve payment of the City Bills as requested. The motion carried 4 - 0.

AGENDA ITEM V.

OLD BUSINESS

A. MAIN STREET PROGRAM: Pikeville Main Street Program Executive Director, Glendia Sawyers, announced that Pikeville had been successful in its application to upgrade its Renaissance KY status from silver to gold. The award was made during the Kentucky League of Cities Convention in Paducah on October 8th. The designation to a gold city gives Pikeville five years of priority funding through the Renaissance Program. A \$2 million pool of funds is available for the seven designated gold Renaissance KY cities. Applications for these funds are due on December 8th.

The Christmas Parade is scheduled for December 4th beginning at 3:00 p.m. Governor Paul Patton will be the Grand Marshal. Christmas in the Park has been set for December 17-22, 1999. The Methodist Hospital is sponsoring a live nativity scene. Local churches will be asked to participate in the festivities. Professional Services Group has donated refreshments.

B. CITY ENGINEER'S REPORTS: Jack Sykes, representing Summit Engineering, city engineers, presented a verbal status report for the following ongoing projects:

1. 911 Re-addressing: Mr. Sykes reported that Post Office approval has been received with regard to the new addressing system. The engineers are now ready to set up a program to distribute the new addresses to the various residents within the city. Mr.

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~~Sykes explained a mass mailing will be sent to all residents at their current address.~~ Included with the mailing will be a brochure detailing the benefits of 911 addressing, their new address, as well as a response form, to be returned to the 911 coordinator, acknowledging receipt of notification of the address change. 99.9% of all addresses within the city limits will be changed. Mr. Sykes explained that the addressing system is based on a grid whereby an address is assigned every so many feet. Even numbers are on one side of the street. Odd numbers are on the opposite side of the street. Changing the addresses will allow emergency service personnel and delivery companies to locate an address more readily.

2. Bowles Park Storm Sewer: Contractor, J & H Enterprises, is 95% complete with the project. Mr. Sykes reported the contract should be completed within the next ten days. City Engineer Sykes recommended approval of payment of an invoice totaling \$67,441.77 for work completed to date. Commissioner Davis made the motion, seconded by Mayor Morris to approve payment to J & H Enterprises in the amount of \$67,441.77 as recommended by the City Engineer. The motion carried 4 - 0.

3. Pikeville Elementary Access Road: Presented for approval was the final payment request from J & H Enterprises in the amount of \$30,076.90 for the construction of the Pikeville Elementary Access Road. The City Engineer explained the contract amount was exceeded due to a miscalculation of asphalt needed to complete the paving. The City is responsible for half of the \$1,500.00 cost overrun. Commissioner Davis made the motion, seconded by Mayor Morris to approve payment as recommended by the City Engineer. The motion carried 4 - 0.

4. Bob Amos Park Storage Building: This project is approximately 90% complete. Presented for approval were change orders 5 and 6. Change order 5 totals \$1,987.20 and covers the cost to construct a drop ceiling in the newly added storage area. Change order 6 increases the contract cost by \$1,658.30 and provides for installation of insulation in the drop ceiling and storage, bay, and office areas. City Engineer Sykes recommended the approval of change orders 5 and 6. Commissioner Blackburn made the motion, seconded by Commissioner Clark to approve the change orders as recommended by the City Engineer. The motion carried 4 - 0.

5. Water Tank Painting: Painting of the Peach Orchard water tank and Overlook is complete. The contractor has submitted a change order for structural repairs for the Smith Hill Water Tank. Approved at the last meeting was a change order totaling \$3,400 which provided a change in the type of paint used on the water tanks and overlook. PSG had assisted the contractor in getting their equipment to the site and the change order cost was renegotiated and reduced. A change order totaling \$5,000.00 was submitted to the Commission for approval which includes the replacement of the roof structure of the Smith Hill Water Tank as well as the upgrade to an aluminized paint. Commissioner Davis made the motion to approve a total change order of \$5,000 to the water tank painting contract which includes the earlier \$3,400.00 change order. Commissioner Clark seconded the motion. The motion carried 4 - 0.

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6. ~~Water Improvement Project:~~ City Engineer Sykes reported that Summit Engineering is continuing the negotiations with property owners for the location of three water storage tanks. One of the property owners has requested an extension of utilities to his property in exchange for the water tank site. A work session was scheduled with the Commission and the property owner on October 27th at 1:30 p.m. to discuss the proposal.

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

1. Water Improvement Project: Presented for approval, adoption, and authorization were three separate documents regarding acceptance of a \$350,000 ARC grant for the Raw Water Intake Improvement Project.

a. Resolution: Presented for adoption was a resolution to accept the ARC funds. The Resolution was presented as follows:

Whereas, the Appalachian Regional Commission has approved the City of Pikeville Water Project, Pike County, Kentucky (ARC No. KY-13493-99), and extended a grant offer in the amount of \$350,000 for the project to be administered by the Rural Utilities Service;

Now, therefore, the City of Pikeville hereby resolves to accept this grant offer of \$350,000.

In witness whereof, the City Commission has duly adopted this resolution and caused execution by the officers below in duplicate on this 25th day of October, 1999.

By: /s/ Frank Morris
Honorable Frank Morris, Mayor

Attest:

/s/ Karen W. Harris
City Clerk

Commissioner Davis made the motion, seconded by Commissioner Blackburn to adopt the Resolution and presented. The motion carried 4 - 0.

b. Letter of Intent to Meet Conditions: Presented was a letter of intent dated September 8, 1999, which sets out the terms for use of the ARC grant funds. Commissioner Blackburn made the motion, seconded by Commissioner Clark to approve the Letter of Intent to Meet Conditions, as outlined in the September 8, 1999 letter for terms of the grant. The motion carried 4 - 0.

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c. Obligation of Funds: Presented for approval was the request for obligation of the ARC Funds. Commissioner Clark made the motion, seconded by Commissioner Davis to authorize the Mayor to execute the request for obligation of funds. The motion carried 4 - 0.

2. Loading Zone: Presented and given first reading was an ordinance to establish a loading zone on Fourth Street. The Ordinance was read entitled:

ORDINANCE CREATING A LOADING ZONE ON FOURTH STREET AT THE INTERSECTION OF SCOTT AVENUE ADJACENT TO DELTA HEATING AND PLUMBING

The ordinance was scheduled for second reading at the November 22, 1999 regular meeting.

3. Water Rates: Presented and given first reading was an ordinance amending the method in which water rates are calculated. It was explained that the City has purchased new water meters. The new water meters calculate usage by 100 gallons. The current rate ordinance assesses charges based on 1000 gallons. It was pointed out the amended ordinance does not change the water rates. Second reading of the ordinance was scheduled for November 22, 1999.

4. Cross-Country Trail Board: Presented and given first reading was an ordinance to establish a Cross-Country Trail Board to oversee the design, construction and operation of the cross-country trail. The Ordinance was read entitled:

ORDINANCE RELATING TO THE ESTABLISHMENT, CREATION, ORGANIZATION AND REGULATION OF THE CITY OF PIKEVILLE CROSS COUNTRY TRAIL BOARD, AN AGENCY OF THE CITY OF PIKEVILLE

Second reading of the Ordinance was scheduled for November 22, 1999.

5. Tax Rate Ordinance: Presented and given reading was an Ordinance establishing the property tax rate for the 1999-2000 operating year. The tax rate is set at \$0.175 per \$100.00 of assessed valuation. It was pointed out that the tax rate is not being increased.

The Ordinance was read entitled:

AN ORDINANCE FIXING A TAX LEVY ON REAL AND TANGIBLE PERSONAL PROPERTY, FRANCHISES, ALL FOR THE GENERAL OPERATING EXPENSE PURPOSES AND PROVIDING FOR A DISCOUNT ON ALL TAXES, IF PAID ON OR BEFORE NOVEMBER 30, 1999 AND A PENALTY IF NOT PAID BY DECEMBER 31, 1999

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Commissioner Clark made the motion to declare an emergency and adopt the ordinance.

Said emergency is declared to exist which requires the immediate passage of this ordinance because property tax bills are due to be mailed out to taxpayers as soon as the ordinance goes into effect. Commissioner Davis seconded the motion. The motion carried by the following votes:

MAYOR:	FRANK M. MORRIS	YES
COMMISSIONER:	BILL BLACKBURN	YES
	EUGENE DAVIS	YES
	WANDA WILSON	ABSENT
	SHARON CLARK	YES

Commissioner Davis pointed out that it had been at least ten years since there had been a change in the property tax rate. The rate was lowered to the current rate, from \$0.181 to \$0.175 per \$100.00 of assessed valuation.

The City Attorney requested an executive session to discuss a three items involving pending litigation.

D. CITY MANAGER'S REPORTS: Kenny Blackburn, City Manager, presented the following items for the Commission's consideration:

1. Garbage truck and Roll-off truck bids: City Manager Blackburn advised that three companies submitted bids for the purchase of a 6 yard packer. The only bid submitted that met the specifications was from Bruce Walters Ford in the amount of \$50,349.50. Mr. Blackburn recommended award of the bid to Bruce Walters Ford. Mayor Morris made the motion, seconded by Commissioner Davis to award the bid for the purchase of a 6 yard packer to the low bidder, Bruce Walters Ford. The motion carried 4 - 0.

Five bids were received for the purchase of a roll-off truck. The low bid was received from Mid-State Equipment in the amount of \$84,750.00 for a Sterling truck. The city currently has a Mack. Mid-State Equipment also submitted a bid for a Mack in the amount of \$91,525.00 which was also the low bid submitted for this model vehicle. The City Attorney advised the Commission they could award the bid to Mid-State equipment for the Mack truck. Commissioner Blackburn made the motion, seconded by Commissioner Clark to purchase the Mack truck from low bidder, Mid-State Equipment, in the amount of \$91,525.00. The motion carried 4 - 0.

2. Police Cruisers Bid: City Manager Blackburn reported that he had received two bids for the purchase of three police cars. The bids were received from Fletcher & Hall and Bruce Walters Ford. Fletcher & Hall bid 2000 Impala Police Model Sedans at a price of \$19,876.29 each. Bruce Walters Ford placed a bid on 2000 Crown Victoria Police Model Sedans at a price of \$20,798.10 per unit. Commissioner Clark made the motion to award the bid for the purchase of the police cars to the low bidder, Fletcher &

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Hall in the amount of \$19,876.29 per vehicle. Commissioner Blackburn seconded the motion. The motion carried 4 - 0.

3. Tennis Court Lighting Bids: One bid was received for the purchase and installation of lighting for the Bob Amos Park Tennis Court. The bid was received from American Electric Power in the amount of \$21,100.00. City Manager Blackburn explained that \$20,000.00 is in hand for the purchase - \$10,000.00 was placed in the current year's budget and a \$10,000.00 grant was received from the Pike County Fiscal Court. It will probably be February or March before the lights are received and installed. Commissioner Clark made the motion to award the bid for the purchase and installation of the lighting at the Bob Amos Park Tennis Court to American Electric Power. Commissioner Davis seconded the motion. The motion carried 4 - 0.

4. Surplus Property Bids: There were no bids received for the sale of surplus office equipment and fire truck. The City Manager advised that he would re-advertise the items.

5. Emergency Operations Plan: City Manager Blackburn advised that an Emergency Operations Plan is required by law. The plan has been amended. Fire Chief Hall and the Pike County DES Director have reviewed the plan and recommended its adoption. The plan details all the resources available in Pike County, and includes the names, locality, equipment, and fire chiefs of all fire stations, medical facilities, and police departments located within the county. Commissioner Clark made the motion, seconded by Commissioner Davis to approve the amended Emergency Operations Plan. The motion carried 4 - 0.

6. Executive Session: Mr. Blackburn requested an executive session for the purpose of discussing a property matter and a personnel matter.

During the previous meeting, the Commission approved a request from the Pikeville Independent School Track Team to host a "haunted forest" in Bob Amos Park on October 29-30, 1999. The event has been changed to October 30 - 31, 1999.

AGENDA ITEM VI.

NEW BUSINESS

A. Board Appointments: The Commission had been given a copy of a new regulation that requires that one of the members of the Housing Authority Board of Directors be a client of the Housing Authority. Compliance with the new regulation is necessary no later than December 31, 1999. The Commission was advised that Mary Anne Smith's term on the Board had expired. To comply with the new regulation, Mayor Morris made the motion to appoint Dorothy Sykes to serve as a member of the Housing Authority Board. Commissioner Davis seconded the motion. The motion carried 4 - 0.

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At 7:00 p.m., Commissioner Davis made the motion to adjourn to executive session for the purpose of discussing a personnel matter, a property matter, and three items of pending litigation. Commissioner Clark seconded the motion. The motion carried 4 - 0.

At 8:55 p.m., Commissioner Davis made the motion, seconded by Commissioner Clark to reconvene to regular session. The motion carried 4 - 0.

City Manager Blackburn reported that the Commission had discussed a personnel matter involving a vacancy in the Telecommunications Dispatch. Account Clerk, Ramona Campbell has applied for the position. It was the consensus of the Commission to approve Ms. Campbell's transfer to the Telecommunications Dispatch.

City Manager Blackburn reported that Paul Maynard had been appointed 911 Coordinator. Mr. Maynard replaces Wally Justice, who resigned from this position earlier in the month.

Commissioner Clark made the motion to approve a one-time salary increase of \$250.00 for all City Employees. Mayor Morris seconded the motion. The motion carried 4 - 0.

There being no further business to come before the Commission, Commissioner Clark made the motion, seconded by Mayor Morris to adjourn the meeting. The motion carried 4 - 0. (Adjournment time: 9:02 p.m.)

The next scheduled meeting of the Pikeville City Commission is November 22, 1999 at 5:15 p.m. The meeting will be held in the City Hall Public Meeting Room located at 117 College Street, Pikeville, Kentucky.

APPROVED: Frank M. Morris
FRANK M. MORRIS, MAYOR

ATTEST:

Karen W. Harris
KAREN W. HARRIS, CITY CLERK