

## MINUTES } CITY OF PIKEVILLE

CITY OF PIKEVILLE BOARD OF COMMISSIONERS  
SPECIAL MEETING MINUTES  
NOVEMBER 16, 2001

The Board of Commissioners of the City of Pikeville met in special session on November 16, 2001. The meeting was held in the City Hall Public Meeting Room, 118 College Street, Pikeville, Kentucky.

There being a quorum present, Mayor Frank M. Morris called the meeting to order at 12:10 p.m. Commission Members present at roll call were as follows:

MAYOR:	FRANK M. MORRIS
COMMISSIONER:	STEVEN D. COMBS
	FRANK JUSTICE, II
	DALLAS LAYNE

Commissioner Eugene Davis was absent.

The meeting was called for the following purposes:

1. CONSIDER DISCUSSION AND APPROVAL FOR THE REVISION OF INTERSECTIONS IN THE UTILITY RELOCATION PROJECT - PHASE I
2. CONSIDER APPOINTMENT OF AN INDIVIDUAL TO SERVE ON THE PIKEVILLE/PIKE COUNTY AIRPORT BOARD
3. CONSIDER SCHEDULING A WORK SESSION ON NOVEMBER 26TH AT 5 P.M. WITH WILBUR SMITH & ASSOCIATES TO DISCUSS THE PARKING STRUCTURE PROJECT

IMMEDIATELY FOLLOWING ADJOURNMENT THERE WILL BE A WORK SESSION WITH PIKEVILLE INDEPENDENT SCHOOL DISTRICT SUPERINTENDENT HOWARD WALLEN TO DISCUSS ROAD IMPROVEMENTS AT THE ELEMENTARY SCHOOL

1. UTILITY PROJECT: Charles Byers, representing Summit Engineering, city engineers, reported that members of the Main Street Board and members of the City Commission accompanied Buz Tharpe of Mountain Enterprises and himself on a walkthrough of the Phase I Utility Relocation Project. Concerns were voiced as to the quality of the final paving. Mr. Tharpe explained the bumpy surface around the manholes and valve stems, which are located mostly in the intersections, is caused by the inability to compact sufficiently around the appurtenances without causing damage. A remedy for the problem is to remove the asphalt and replace with a stamped concrete that resembles brick and dyed to match the bricked crosswalks which will be constructed in Spring, 2002. Mr. Byers advised the Commission this solution was proposed originally, however was changed to asphalt prior to bidding due to an anticipated lack of funding. Intersections proposed for concrete replacement are Huffman/Main; Huffman/Second; Caroline/Main; Division/Main; and Pike/Main. Additionally, it is proposed to increase the number of crosswalks by 4. Mr. Tharpe has agreed to mill, replace, and edge the intersection at College/Huffman. He has also agreed to repair/replace sidewalks damaged by the construction. Mr. Byers reported there is approximately \$224,000 remaining funds in the contingency budget for Phase I. Mountain Enterprises has submitted a cost estimate, to replace the six intersections and to add 4 additional crosswalks, for about \$160,000. Commissioner Combs questioned whether the manhole elevations had been checked to see if they were installed at the correct elevation. Mr. Byers advised the engineers did not check the elevations. Commissioner Combs stated his opinion that the manhole located at Caroline Avenue is too high. Mr. Byers agreed and explained the manhole belongs to Bell South and they will not agree to lower the manhole. He added that the manhole located on Main Street at the intersection of Caroline Avenue is at the same elevation it was prior to any construction work on Phase I. Mr. Byers explained that he did not think the problem with the paving is whether the manholes and valve



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stems are at the right elevation, but is just a matter of the physical inability of the paving machine to get in and around the manholes.

Sara George, Main Street Board vice-chair, explained that Bell South insisted in having their own contractor to do their manhole work. Hence, Starr Contracting became a sub-contractor to Mountain Enterprises. Prior to the beginning of Starr Contracting's contract, Bell South demanded to be paid in full for their portion of the project. The Main Street Board refused payment without the work being completed. Mountain Enterprises paid Bell South in advance of beginning that portion of the project, which was without the Main Street Board's permission and against their advice. Mountain Enterprises is requesting to be reimbursed. Ms. George reported the Main Street Board will defer to the City Commission on whether Mountain Enterprises should be reimbursed, since the City Commission nor the Main Street Board is satisfied with the work. City Attorney Davis told the Commission that the contract for the work with Bell South is between Mountain Enterprises and Bell South. Any construction performed in relation to the City's/Main Street Board contract with Mountain Enterprises will be ensured through their performance bond. Mr. Byers reported there are sufficient funds in retainage to ensure the timely replacement of the intersections.

Commissioner Justice voiced his opinion that he did not think that forcing Mountain Enterprises to replace the intersections with asphalt would correct the problem. He stated he was in favor of replacing the intersections with concrete, however, he thought that Mountain Enterprises should reduce the amount of the original contract to compensate for the unsatisfactory paving.

Commissioner Justice made the motion, seconded by Commissioner Layne to authorize the Main Street Board and the City Engineer to advise Mountain Enterprises the paving is unsatisfactory, to negotiate a settlement of the original contract, and to move forward with the replacement of the intersections with concrete and the addition of 4 crosswalks. The motion carried 4 - 0.

2. AIRPORT BOARD: Commissioner Layne made the motion, seconded by Mayor Morris to appoint Terry Kinzer to serve as a city representative on the Pikeville/Pike County Airport Board. The motion carried 4 - 0.

3. WORK SESSION: A work session was scheduled for 5 p.m. on November 26th to discuss the parking structure project with a representative of Wilbur Smith & Associates.

There being no further business to come before the Commission, Commissioner Combs made the motion, seconded by Commissioner Justice to adjourn the meeting. The motion carried 4 - 0 (Adjournment Time: 12:50 p.m.)

APPROVED:

Frank M. Morris  
FRANK M. MORRIS, MAYOR

ATTEST:

Karen Harris  
KAREN HARRIS, CITY CLERK