

# MINUTES } CITY OF PIKEVILLE

## CITY OF PIKEVILLE BOARD OF COMMISSIONERS REGULAR MEETING MINUTES NOVEMBER 11, 2002

The Board of Commissioners for the City of Pikeville met in regular session on Monday, November 11, 2002. The meeting was held in the City Hall Public Meeting Room located at 118 College Street, Pikeville, Kentucky.

There being a quorum present, Mayor Pro Tem Steven D. Combs called the meeting to order at 6:05 p.m. Commission Members present at roll call were as follows:

COMMISSIONER:	STEVEN D. COMBS
	EUGENE W. DAVIS
	FRANK JUSTICE, II
	DALLAS LAYNE

Mayor Frank M. Morris was absent.

### AGENDA ITEM II.

### MINUTES

The minutes for the previous regular meeting held on October 28, 2002, were included in each Commission Member's agenda package. There being no additions or corrections, Commissioner Layne made the motion to approve the minutes as presented. Commissioner Justice seconded the motion. The motion carried 4 - 0.

### AGENDA ITEM III.

### BUSINESS FROM THE FLOOR

A. PRESENTATION: Fire Chief Tommy Hall presented Pike County Jailer, Rodney Scott, with a plaque of appreciation for his assistance with the upper pond area clean-up project. Fire Chief Hall reported a total of 1184 labor hours were logged through Mr. Scott's participation in the project with the Work Release Program (inmate labor). In addition, the inmates assisted in the clean-up of three abandoned cemeteries. These services were provided at no cost to the city. The Commission applauded Mr. Scott's efforts as well as those of the Fire Chief and Fire Department staff.

B. HUFFMAN AVENUE TRAFFIC LIGHT: Commissioner Justice asked the feasibility of prohibiting left turns from the Bypass onto Huffman Avenue in an effort to keep traffic from backing up. The City Engineer explained that a turning lane is needed, especially with the civic center project nearing construction. He commented that a turning lane will be expensive as a retaining wall will be required. City Engineer Sykes asked for the opportunity to determine the costs to construct a turning lane and to discuss the matter with the Transportation Cabinet. He advised he would report his findings in about a month.

C. UTILITY RELOCATION PROJECT: Kitty White, Executive Director for the Pike County Chamber of Commerce, appeared before the Commission to express the concerns of several downtown business owners regarding the utility relocation construction project and how the project is affecting retail sales and other business engagements. According to Ms. White, five merchants have voiced their concerns to her and have advised their business has been reduced, some by as much as 50%. The businesses depend upon holiday sales to carry them through the year. It was pointed out the project should have been completed prior to the holiday season however funding was not released when expected. Ms. White suggested the city, the Main Street Program, and the Chamber of Commerce work with the merchants in developing a publicity program or other assistance during the holiday season. The Commission requested a work session be scheduled with the merchants, Mountain Enterprises, Main Street Program, Chamber of Commerce, Summit Engineering, the City Manager and City Commission to develop a course of action. The work session was scheduled for



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November 14th at 7:00 p.m.

D. **CERTIFIED RETIREMENT COMMUNITY:** Main Street Program Executive Director, Glendia Sawyers, advised the Commission of the receipt of an application for Pikeville to become a Kentucky Certified Retirement Community. The application deadline is November 29th and, according to Ms. Sawyers, requires a \$10,000 cash contribution. The designation is awarded through the Tourism Development Cabinet. While Ms. Sawyers has not researched the benefits of receiving the designation for Pikeville, she advised the Tourism Cabinet will provide advertising and marketing services. The Commission requested that information from other cities, that have been designated as certified retirement communities, be gathered prior to making a decision to submit an application.

E. **BIG SANDY MUSEUM/HISTORY CENTER:** Hugh B. Hall advised the Commission that museum consultants, Nicky and Susan Hughes, have completed the development plan for the Big Sandy Mountain Heritage/History Center. The copy of the plan was given to each Commission Member for review. The main components of the plan are the exhibits and story line. The plan also addresses acquisition of historical items, building use, publicity and fund-raising. Changes to the building (former railroad station) include filtered lighting, removal of seats and wood railings in the meeting room (main exhibit hall), installation of heavy commercial-grade carpeting, removal of partition between two offices on the end of the main exhibit hall (to be used as temporary exhibit rooms), and installation of a security system. Operating costs include staff (one curator at \$25,000/yr), utilities, publicity and advertising, insurance, and start-up inventory for retail sales. Mr. Hughes advised the museum can be opened before the end of 2003. Mr. Hall advised the Commission that Ed Maddox will be presenting nominees for appointment to the museum board, probably at the next City Commission meeting.

### AGENDA ITEM IV.

### PAYMENT OF BILLS

A. **MARION'S BRANCH BRIDGE:** The City Engineer reported the Marion's Branch Bridge Project is completed. Presented on behalf of Bush & Burchett was an invoice in the amount of \$95,000 for repairs (total amount of the contract). Repairs are to be funded by the City, the State, and Lodestar Energy at 1/3rd each. Commissioner Combs made the motion to authorize payment of the city's portion of the invoice and to approve payment of the State and Lodestar Energy's portion upon receipt. Commissioner Layne seconded the motion. The motion carried 4 - 0. The City Engineer advised he would send invoices to the State and Lodestar Energy.

B. **PIKEVILLE REDEVELOPMENT PROJECT:** Presented for approval of payment was an invoice in the amount of \$31,711.52 from Mountain Enterprises for Kentucky Avenue Phase IV Roadway and Utility Improvement Project. The City Engineer explained the request is mainly for the Auxier Avenue entrance improvement and mobilization. Commissioner Justice made the motion, seconded by Commissioner Davis to approve payment of the invoice from Mountain Enterprises in the amount of \$31,711.52. The motion carried 4 - 0.

Sandy Runyon, Executive Director of the Big Sandy Area Development District, was present and reported the funding application process for Phase VI of the Redevelopment Project is on track with no problems at this time.

C. **PARKING STRUCTURE PROJECT:** Pay request #4 in the amount of \$275,094.00 was submitted for approval of payment on behalf of Elliott Contracting for the Parking Structure Project. Architect Chris Chrisman advised the Commission the payment request includes a 50% reduction in the concrete line item for questionable concrete work. He explained the provider, MRC, supplied concrete that did not meet the contract specifications of 4000 psi. The concrete was used in some of the pile caps. Mr. Chrisman thinks the insufficient grade concrete was limited to the last two weeks that MRC was in business. Mr. Chrisman reported the tests are being reviewed by the structural engineers. Wells is now providing the concrete for Elliott Contracting. This matter should not impair the progress of the project, however the schedule has slipped due to weather



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conditions. The contractor is proceeding with columns on the pile caps that have passed the tests. The engineers have instructed Elliott Contracting to not pay MRC until the testing is completed and the matter resolved. Commissioner Justice made the motion, seconded by Commissioner Davis to approve payment as requested. The motion carried 4 - 0.

Commissioner Combs advised that he has brought up the fact, on two or three occasions, the contractor is not properly barricading the construction site. Mr. Chrisman reported that he has documentation dating back to August 20th showing that Elliott Contracting has been advised to properly secure the construction site as required in the contract. The matter was again addressed with the contractor during last week's progress meeting. City Engineer Sykes asked the Commission to give the contractor another week to comply with the request. If the contractor does not correct the problem, the City Attorney and City Engineer will discuss a means to resolve the problem.

### AGENDA ITEM V.

### OLD BUSINESS

A. CITY ENGINEER'S REPORTS: Jack Sykes, Charles Byers, and Chris Chrisman were present on behalf of Summit Engineering, City Engineers, to present a status report for the following projects:

1. Utility Relocation Project - Phase I: Presented on behalf of Mountain Enterprises was Change Order #6, deducting \$4,049.99 from the total contract. Mr. Byers explained the change order is a paperwork issue only. It reconciles the amount of work completed with the contract price. Commissioner Justice made the motion, seconded by Commissioner Layne to approve the change order as presented. The motion carried 4 - 0.

2. Utility Relocation Project - Phase II: Mr. Byers advised that paving issues were discussed with the contractor, Mountain Enterprises, during their last progress meeting. The contractor will be working two crews to get Second Street down to Division Street paved before the asphalt plant closes in December. Being able to pave from Division Street to Pike Street is questionable. It is possible to pave one lane or to use some of the milling as a driving surface. According to Mr. Byers, the milling product wears better than stone. Commissioner Justice asked the feasibility of installing the conduit on Caroline Avenue in an effort to get the lower part of downtown cleaned up. Mr. Byers told the Commission that no conduit work has been done on the side streets. Mr. Byers explained that concentrating on Caroline Avenue will significantly reduce the progress on Second Street. After discussion, it was decided to put milling on Caroline Avenue and complete Second Street as scheduled. The Commission was informed the US Bank building had suffered water damage after construction began on Caroline Avenue. The engineers and the city attorney advised that an inspection showed deterioration of the wood products in the wall and cracks in the building that occurred over time. They advised the Commission the city is not at fault in the matter.

Discussion was had regarding the drainage on Main Street. Mr. Byers advised the Main Street drains will be tied into the civic center project. The Commission reminded Mr. Byers they had requested drainage be brought up the side streets to resolve the drainage in front of Community Trust Bank and in front of The Station.

Mr. Byers reported that Mountain Enterprises has milled out the section of paving in front of B B & T Bank. The section from the driving lane, from the edge of the parking spaces to the middle of the street, was to have been milled and re-paved. Mr. Byers advised the contractor did not follow the instructions. He will contact Mountain Enterprises to resolve the matter.

3. Hibbard Street Gas Line Replacement: Presented for approval of payment was an invoice from M & S General Contractors in the amount of \$3,568.04 for the Hibbard Street Gas Line Replacement Project. Mr. Byers advised the amount is the retainage that was withheld from the contract amount. He advised the project has been completed satisfactorily and recommends release of the retainage. Commissioner Layne made the motion, seconded by Commissioner Justice to



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approve payment as recommended by the City Engineer. The motion carried 4 - 0.

4. Kentucky Avenue Townhouse Project: A punch list inspection was conducted for the first 13 units of the Kentucky Avenue Townhouse Project. Several items were identified for completion. Mr. Chrisman reported that bids for Phase IV townhouses will be opened on November 14th. According to Mr. Chrisman, the bids will be presented to the City Commission for review and award.

5. Hambley Athletic Complex Improvements: The budget for placement of 140,000 sq. ft. of synthetic turf, concrete curb around the perimeter, re-stripping of baseball field, initial seasonal striping of the football and soccer fields, drainage, and excavation of the existing field is \$1,027,000. The bids are scheduled to be opened on December 5th. The completion date for the contract is March 31st. The Little League has requested to remove the existing turf and place on the baseball field at Bob Amos Park. Mr. Chrisman advised that he is unsure what season is proper for the sod removal, however permission should not be granted until the bid is awarded. Commissioner Justice advised there is a drainage problem at Bob Amos Park. He stated that someone needs to develop a plan for the area.

The stadium/lockerroom/concession area will be advertised for bid in early December. The architect is completing the design plans. A work session will be requested when the design is completed so the Commission can review the plans.

City Engineer Sykes reported that a meeting to discuss the funding for Phase III of the Utility Relocation Project will be held in Frankfort on November 18th. The Commission was invited to attend.

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

1. Board Vacancies: The Commission received a list of Board Vacancies for review. Appointments were postponed until the next meeting.

Commissioner Davis left the meeting at 7:40 p.m.

2. Compactor Boxes: The City Manager reminded the Commission of the structural deficiencies with a couple of the new compactor boxes at the transfer station. He advised the manufacturer has agreed to pick up two of the boxes and make necessary repairs. Assistant Project Manager, A.T. Hall, advised the Commission the compactor boxes were not made to specifications. The product catalog specified the boxes would be constructed on 13 inch centers. The city's boxes were constructed on 24 inch centers. The weight and pressure to compact the trash has caused the boxes to bulge. Commissioner Combs made the motion, seconded by Commissioner Layne to authorize the City Manager and City Attorney to continue negotiations with the manufacturer and supplier to resolve the matter. The motion carried 3 - 0.

3. Christmas Lights: The City Manager advised the city has about 30 surplus utility pole Christmas decorations. Elkhorn City has expressed interest in acquiring the decorations. Commissioner Combs made the motion, seconded by Commissioner Layne to authorize the City Manager to dispose of the surplus Christmas decorations. The motion carried 3 - 0.

Commissioner Combs advised that an issue came up after the last meeting questioning his support of the civic center project. He reported that he had requested the City Engineer obtain information concerning the bidding of the civic center for review by the Commission.

Commissioner Combs made the motion to adjourn to closed session for the purpose of discussing a personnel matter. Commissioner Layne seconded the motion. The motion carried 3 - 0.



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Commissioner Combs made the motion, seconded by Commissioner Layne to reconvene to regular session. The motion carried 3 - 0.

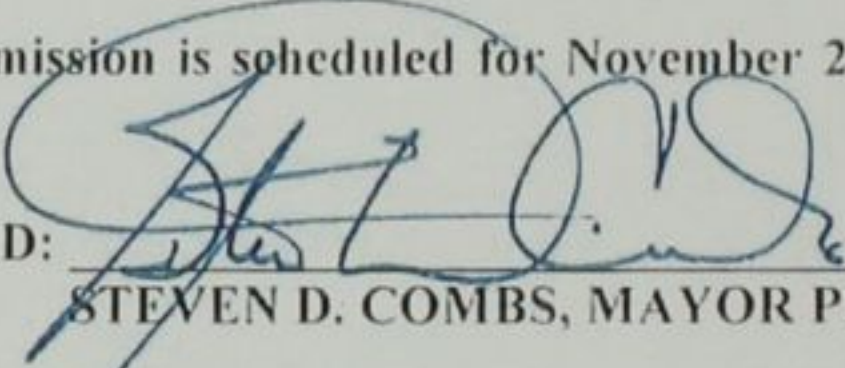
Upon the City Manager's recommendation, Commissioner Combs made the motion to approve the transfer of Michelle Maynard from of the position of utility clerk to accounts payable clerk at the wage rate of \$8.62/hr; transfer of Wanda Frasure from custodian to utility clerk at the wage rate of \$7.74/hr; and the transfer of John Edmonds from dispatcher to police clerk at the wage rate of \$12.13/hr. Commissioner Layne seconded the motion. The motion carried 3 - 0.

Commissioner Justice made the motion to approve the Fire Chief's recommendation to hire Rita Adkins as Fire Department Clerk/Ambulance Billing Clerk at the wage rate of \$7.50/hr. and pending satisfactory probationary period of six months to increase the wage rate to \$8.00/hr. Commissioner Layne seconded the motion. The motion carried 3 - 0.

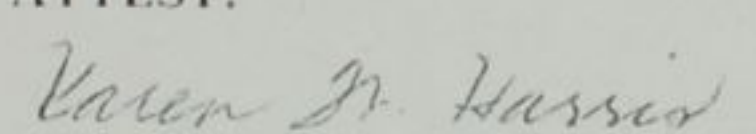
There being no further business to come before the Commission, Commissioner Combs made the motion, seconded b Commissioner Layne to adjourn the meeting. The motion carried 3 - 0.

The next regular meeting of the Pikeville City Commission is scheduled for November 25, 2002, at 6:00 p.m.

APPROVED:

  
STEVEN D. COMBS, MAYOR PRO TEM

ATTEST:

  
KAREN W. HARRIS, CITY CLERK