

MINUTES } CITY OF PIKEVILLE

original

NOTICE OF SPECIAL MEETING

TO: MAYOR FRANK MORRIS
COMMISSIONERS STEVE COMBS
EUGENE W. DAVIS
FRANK JUSTICE, II
DALLAS LAYNE

YOU ARE HEREBY NOTIFIED THAT THE BOARD OF COMMISSIONERS OF THE CITY OF PIKEVILLE, IS CALLED TO MEET IN A SPECIAL SESSION AT 6:00 P.M. ON DECEMBER 19, 2002, IN THE CITY HALL PUBLIC MEETING ROOM, CITY OF PIKEVILLE, KENTUCKY, FOR THE FOLLOWING PURPOSES:

1. SEE ATTACHED AGENDA

MAYOR PRO TEM

I, JAMES JUSTICE, CHIEF OF POLICE OF THE CITY OF PIKEVILLE, KENTUCKY, DO HEREBY CERTIFY THAT ON 12/19/02, I SERVED IN THE MANNER PROVIDED BY LAW UPON SPECIAL MEETING A TRUE AND CORRECT COPY OF THE FOREGOING NOTICE.

THIS 19TH DAY OF DEC, 2002.

James Justice
JAMES JUSTICE, POLICE CHIEF

I HEREBY ACKNOWLEDGE RECEIPT OF COPY OF THE FOREGOING NOTICE OF SPECIAL MEETING OF THE BOARD OF COMMISSIONERS OF THE CITY OF PIKEVILLE, KENTUCKY, TO BE HELD AT 6:00 P.M. ON DECEMBER 19, 2002, AT THE CITY HALL PUBLIC MEETING ROOM, 118 COLLEGE STREET, IN THE CITY OF PIKEVILLE, KENTUCKY.

Steven D. Combs
STEVEN D. COMBS

Eugene W. Davis
EUGENE W. DAVIS

Frank Justice, II
FRANK JUSTICE, II

Dallas Layne
DALLAS LAYNE

Frank Morris
FRANK MORRIS

MINUTES } CITY OF PIKEVILLE

PIKEVILLE CITY COMMISSION SPECIAL MEETING AGENDA
DECEMBER 19, 2002; 6:00 P.M.
CITY HALL PUBLIC MEETING ROOM-118 COLLEGE STREET

NOTE: A WORK SESSION IS SCHEDULED FOR 5:00 P.M. ON THE 19TH WITH THE HIGHWAY DEPARTMENT TO DISCUSS THE SOUTH MAYO TRAIL STORM DRAINAGE PROJECT.

I. CALL TO ORDER

II. MINUTES: Consider approval of the minutes from the December 9th regular meeting.

III. MUSEUM BOARD: Consider recommendations for appointment of Board Members to serve on the Big Sandy Mountain Heritage/History Center Board

IV. PAYMENT OF BILLS

A. CITY BILLS

B. PIKEVILLE REDEVELOPMENT PROJECT

1. Consider approval of payment in the amount of \$20,000 to Will Linder & Associates for Phase V High Street, Project Administration.
2. Consider approval of payment in the amount of \$259.79 to Summit Engineering for Kentucky Avenue/High Street Demolition Project.
3. Consider approval of Pay Request #3 from Mountain Enterprises in the amount of \$60,501.04 for Phase IV Kentucky Avenue Utility & Roadway Improvements
4. Consider a request from Pikeville Affordable Housing to draw down \$10,564.08 from the line-of-credit for Phase IV townhouse expenditures
5. Consider approval of four resolutions amending contracts to Walters & Associates, Frank Nall, Summit Engineering, and Larry Disney for Phase VI appraisal, legal, surveying, and review appraisal services

C. PARKING STRUCTURE PROJECT

1. Consider approval of Pay Estimate #5 from Elliott Contracting in the amount of \$362,908.80
2. Consider approval of payment in the amount of \$17,287.50 to Summit Engineering
3. Consider approval of payment to Alchemy Engineering Associates in the amount of \$704.00 for grout testing.

D. UDAG PROJECT

1. Consider request from Adams Corporation for a reimbursement from UDAG funds in the amount of \$99,341.39 for the Keyser Heights project.

E. UTILITY RELOCATION PROJECT

1. Consider approval of Pay Request #4 for Phase II of the project from Mountain Enterprises in the amount of \$311,690.15
2. Consider approval of Change Order #1 in the amount of \$13,225.00 to Mountain Enterprises' Phase II contract for work to facilitate drainage on Main Street.
3. Consider approval of payment to Summit Engineering for Phase I services in the amount of \$2,429.63
4. Consider approval of payment to Summit Engineering for Phase II services in the amount of \$21,525
5. Consider Main Street Board recommendation for hiring an engineering firm for Phase III services.
6. Consider adoption of a resolution to accept \$500,000 in TE funds for Phase 3

MINUTES } CITY OF PIKEVILLE

V. *OLD BUSINESS*

A. CITY ENGINEER'S REPORTS

1. South Mayo Trail Drainage
2. Hambley Athletic Complex
3. Kentucky Avenue
4. Utility Relocation Project update

B. MAIN STREET PROGRAM REPORTS

1. 319 Grant
2. TE-21 application
3. Pauley Bridge

C. CITY ATTORNEY'S REPORTS

1. Consider second reading of an ordinance amending the 2002-03 operating budget

D. CITY MANAGER'S REPORTS

1. PRIDE Project: Consider recommendation for award of engineering services for the Sunset Lane sewer extension.
2. Tourism Board Members: Consider approval of two members from the Hotel/Motel Association and two members from the Restaurant Association to serve as Board members on the Tourism Board.

E. CONSENT ITEMS - Letter to Alliance Energy, travel & utility reports

VI. *ADJOURNMENT*

MINUTES } CITY OF PIKEVILLE

CITY OF PIKEVILLE BOARD OF COMMISSIONERS SPECIAL MEETING MINUTES DECEMBER 19, 2002

The Board of Commissioners for the City of Pikeville met in a special called meeting on Thursday, December 19, 2002. The meeting was held in the City Hall Public Meeting Room located at 118 College Street, Pikeville, Kentucky. The special meeting was called to replace the regular meeting scheduled for December 23, 2002, which was cancelled during the December 9, 2002 regular meeting.

The meeting was called for the following purposes:

NOTE: A WORK SESSION IS SCHEDULED FOR 5:00 P.M. ON THE 19TH WITH THE HIGHWAY DEPARTMENT TO DISCUSS THE SOUTH MAYO TRAIL STORM DRAINAGE PROJECT.

I. CALL TO ORDER

II. MINUTES: Consider approval of the minutes from the December 9th regular meeting.

III. MUSEUM BOARD: Consider recommendations for appointment of Board Members to serve on the Big Sandy Mountain Heritage/History Center Board

IV. PAYMENT OF BILLS

A. CITY BILLS

B. PIKEVILLE REDEVELOPMENT PROJECT

1. Consider approval of payment in the amount of \$20,000 to Will Linder & Associates for Phase V High Street, Project Administration.
2. Consider approval of payment in the amount of \$259.79 to Summit Engineering for Kentucky Avenue/High Street Demolition Project.
3. Consider approval of Pay Request #3 from Mountain Enterprises in the amount of \$60,501.04 for Phase IV Kentucky Avenue Utility & Roadway Improvements
4. Consider a request from Pikeville Affordable Housing to draw down \$10,564.08 from the line-of-credit for Phase IV townhouse expenditures
5. Consider approval of four resolutions amending contracts to Walters & Associates, Frank Nall, Summit Engineering, and Larry Disney for Phase VI appraisal, legal, surveying, and review appraisal services

C. PARKING STRUCTURE PROJECT

1. Consider approval of Pay Estimate #5 from Elliott Contracting in the amount of \$362,908.80
2. Consider approval of payment in the amount of \$17,287.50 to Summit Engineering
3. Consider approval of payment to Alchemy Engineering Associates in the amount of \$704.00 for grout testing.

MINUTES } CITY OF PIKEVILLE

D. UDAG PROJECT

1. Consider request from Adams Corporation for a reimbursement from UDAG funds in the amount of \$99,341.39 for the Keyser Heights project.

E. UTILITY RELOCATION PROJECT

1. Consider approval of Pay Request #4 for Phase II of the project from Mountain Enterprises in the amount of \$311,690.15
2. Consider approval of Change Order #1 in the amount of \$13,225.00 to Mountain Enterprises' Phase II contract for work to facilitate drainage on Main Street.
3. Consider approval of payment to Summit Engineering for Phase I services in the amount of \$2,429.63
4. Consider approval of payment to Summit Engineering for Phase II services in the amount of \$21,525
5. Consider Main Street Board recommendation for hiring an engineering firm for Phase III services.
6. Consider adoption of a resolution to accept \$500,000 in TE funds for Phase 3

V. OLD BUSINESS

A. CITY ENGINEER'S REPORTS

1. South Mayo Trail Drainage
2. Hambley Athletic Complex
3. Kentucky Avenue
4. Utility Relocation Project update

B. MAIN STREET PROGRAM REPORTS

1. 319 Grant
2. TE-21 application
3. Pauley Bridge

C. CITY ATTORNEY'S REPORTS

1. Consider second reading of an ordinance amending the 2002-03 operating budget

D. CITY MANAGER'S REPORTS

1. PRIDE Project: Consider recommendation for award of engineering services for the Sunset Lane sewer extension.
2. Tourism Board Members: Consider approval of two members from the Hotel/Motel Association and two members from the Restaurant Association to serve as Board members on the Tourism Board.

E. CONSENT ITEMS - Letter to Alliance Energy, travel & utility reports

VI. ADJOURNMENT

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

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

MINUTES } CITY OF PIKEVILLE

Mayor Frank M. Morris was absent.

AGENDA ITEM II.

MINUTES

The minutes for the previous regular meeting held on December 9, 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 prepared. Commissioner Justice seconded the motion. The motion carried 4 - 0.

AGENDA ITEM III.

MUSEUM BOARD

Ed Maddox presented for approval a list of six nominees to serve as members of the Big Sandy Mountain Heritage/History Center Board as follows: Connie W. Maddox and Bill Blackburn to serve one year terms, each; Phyllis Hunt and Paul Kelly to serve two year terms each; and David Deskins and Randall Osborne to serve three year terms each. Commissioner Combs made the motion, seconded by Commissioner Layne to appoint the members as recommended by the museum committee. The motion carried 4 - 0.

AGENDA ITEM IV.

PAYMENT OF BILLS

A. CITY BILLS: A list of city bills totaling \$382,144.03 was presented to the Commission for approval of payment. Commissioner Justice made the motion, seconded by Commissioner Davis to authorize payment of the city bills totaling \$382,144.03. The motion carried 4 - 0.

B. PIKEVILLE REDEVELOPMENT PROJECT: Project Director, Sue Smallwood, presented the following items for the Commission's consideration:

1. Will Linder & Associates: Presented for approval of payment was invoice #5 from Will Linder and Associates in the amount of \$20,000 for Project Administration services in the Phase V - High Street area. Ms. Smallwood advised the fees are due and payable in accordance with contract. Commissioner Combs made the motion, seconded by Commissioner Justice to approve payment to Will Linder & Associates in the amount of \$20,000. The motion carried 4 - 0.

2. Summit Engineering: Presented on behalf of Summit Engineering was an invoice in the amount of \$259.79 for services rendered for the Kentucky Avenue and High Street Demolition Project. Commissioner Layne made the motion to approve payment as requested. Commissioner Combs seconded the motion. The motion carried 4 - 0.

3. Mountain Enterprises: Pay Request #3 in the amount of \$60,501.04 was presented to the Commission for approval of payment for work completed on Phase IV of the Kentucky Avenue Roadway and Utility Improvement Project. The project is currently 9% complete. Commissioner Justice made the motion, seconded by Commissioner Davis to approve payment to Mountain Enterprises as presented. The motion carried 4 - 0.

City Engineer Sykes requested approval of change order #2 to the aforementioned contract with Mountain Enterprises for a total increase of \$24,419.00. Mr. Sykes advised the change order provides for the removal of earth/rock at Poor Farm Hollow to be used in the fill of Kentucky Avenue; an addition to adjust the height of 4 existing manholes to match grades on Kentucky Avenue and Smith Street; Additional grading on Smith Street and Kentucky Avenue to bring road surfaces and parking areas to design grades; and adding 38 days to the contract to cover weather delays and coordination of utilities. A price reduction for storm drain not installed from the intersection of Kentucky Avenue and South Auxier Avenue to Hambley Boulevard (\$4661.00) is a part of the overall change order. Commissioner Justice made the motion, seconded by Commissioner Layne to approve Change Order #2 increasing the amount of the Phase IV Kentucky Avenue Roadway and Utility Improvement Project with Mountain Enterprises by \$24,419.00. The motion carried 4 - 0.

MINUTES } CITY OF PIKEVILLE

4. Pikeville Affordable Housing: Presented for approval was a request from Pikeville Affordable Housing Corporation to draw down \$10,564.08 from the city-extended \$200,000 line-of-credit to pay professional fees associated with Phase IV of the Kentucky Avenue Townhouse Project. Commissioner Davis made the motion, seconded by Commissioner Justice to approve the draw down in the amount of \$10,564.08 as requested by the Pikeville Affordable Housing Corporation. The motion carried 4 - 0.

5. Phase VI: Presented for adoption were resolutions amending contracts with Walters & Associates for appraisal services; Frank Nall for legal services; Summit Engineering for surveying services; and Appraisal Associates of Kentucky (Larry Disney) for review appraisal services in conjunction with the acquisition of property in the Phase VI redevelopment area. Ms. Smallwood explained that while the funding has not yet been approved, it would be in the city's best interest to proceed with the aforementioned professional services. She estimated the work could be completed in about three months. Offers to purchase could be made at the time of release of funds. Having all the professional work completed will permit the city to expend 60% of the funds in a timely manner, allowing the opportunity to submit an additional funding application for Phase VII prior to the end of year 2003. Payment for the professional services will be made from the city's \$100,000 local allocation to the project. Commissioner Justice pointed out the city stands to lose the fees for professional services if the city is not successful in its application for CDBG funds. The resolutions were presented as follows:

AMENDMENT #3 TO AGREEMENT FOR SURVEYING SERVICES, PIKEVILLE, KENTUCKY (R-2002-041)

This amendment is an attachment to the agreement entered into on the 22nd day of November, 1999, and amended on the 22nd day of May, 2000, and amended on the 22nd day of May, 2001, by and between the City of Pikeville and Summit Engineering, Inc. for preparation of the exterior boundary survey and subdivision plat for the Pikeville Redevelopment Project.

WHEREAS, the agreement entered into on the 22nd day of November, 1999, specified a maximum contract amount of \$20,000 for up to 28 parcels or units; and

WHEREAS, the amendment entered into on the 22nd day of May, 2000, specified a maximum contract amount of \$36,800 for up to 52 parcels; and

WHEREAS, the amendment entered into on the 22nd day of May, 2001, specified a maximum contract amount of \$59,200 for up to 84 parcels; and

WHEREAS, the City of Pikeville requires survey and plot plat for an additional 2 parcels for Phase V of the Pikeville Redevelopment Project and an additional 11 parcels for Phase VI of the Pikeville Redevelopment Project for a total of 97 parcels.

NOW, THEREFORE, the City of Pikeville and Summit Engineering, Inc. amend the original agreement as follows:

1. The City of Pikeville will amend the contract for surveying services to include 13 additional parcels for up to 97 parcels.
2. The cost for these additional surveys shall be \$700 per parcel.
3. The maximum contract amount shall increase in the amount of \$9,100.
4. The time of performance will extend to February 28, 2003.
5. The maximum contract shall not exceed \$68,300

AMENDMENT #4 TO AGREEMENT FOR REVIEW APPRAISAL SERVICES, PIKEVILLE, KENTUCKY (R-2002-042)

MINUTES } CITY OF PIKEVILLE

This amendment is an attachment to the agreement entered into on the 22nd day of November, 1999, and amended on the 22nd day of May, 2000, and amended on the 22nd day of May, 2001, and amended on the 25th day of November, 2002, by and between the City of Pikeville and Appraisal Associates of Kentucky for preparation of the review appraisals for the Pikeville Redevelopment Project.

WHEREAS, the agreement entered into on the 22nd day of November, 1999, specified a maximum contract amount of \$11,740 for up to 28 parcels or units; and

WHEREAS, the amended agreement on the 22nd day of May, 2000 specified a maximum contract amount of up to \$13,000 for up to 52 parcels or units; and

WHEREAS, the original agreement included desk review appraisals @ \$125/each and field review appraisals @ \$250/each; and

WHEREAS, amendment #2 included review appraisals for an additional 32 parcels for the Pikeville Redevelopment Project, Phases IV and V.

WHEREAS, amendment #3 included review appraisals for 2 additional parcels for the Pikeville Redevelopment Project, Phase V.

WHEREAS, the City of Pikeville requires review appraisals for an additional 11 parcels for the Pikeville Redevelopment Project, Phase VI.

NOW, THEREFORE, the City of Pikeville and Appraisal Associates of Kentucky, amend the original agreement as follows:

1. The City of Pikeville will amend the contract for review appraisal services to include 11 additional review appraisals for a total of 97 parcels.
2. The cost for these additional appraisals shall be \$125 for desk review and \$250 for field review per review appraisal.
3. The maximum contract amount shall increase in the amount of \$5,500.
4. The time of performance will extend to March 31, 2003.
5. The maximum contract shall not exceed \$27,000.

AMENDMENT #4 TO AGREEMENT FOR APPRAISAL SERVICES, PIKEVILLE, KENTUCKY (R-2002-043)

This amendment is an attachment to the agreement entered into on the 22nd day of November, 1999, and amended on the 22nd day of May, 2000, and amendment #2 dated 22nd of May, 2001, and amendment #3 dated 25th of November 2002 by and between the City of Pikeville and Walters and Associates for preparation of the appraisals for the Pikeville Redevelopment Project.

WHEREAS, the agreement entered into on the 22nd day of November, 1999 and amended on the 22nd day of May, 2000, specified a maximum contract amount of \$28,975 for up to 52 parcels or units; and

WHEREAS, the original agreement included appraisals for 6 vacant lots @ \$200/each, 5 single family units @ \$275/each and 17 multi-tenant units @ \$750 per structure; and

WHEREAS, amendment number one included an additional 24 parcels, 8 single-family units, 15 multi-family units, and 1 lot;

WHEREAS, amendment number two included appraisals for up to an additional 24 units, 8 single family units and 15 multi-tenants units and 1 vacant lot for the Pikeville Redevelopment Project

MINUTES } CITY OF PIKEVILLE

Phases IV and V.

WHEREAS, amendment number three included appraisals for two additional multi-family units for the Pikeville Redevelopment Project, Phase V.

WHEREAS, the City of Pikeville requires appraisals for up to an additional 11 units, 3 single family units, 1 garage, and 7 multi-family units for the Pikeville Redevelopment Project, Phase VI.

NOW, THEREFORE, the City of Pikeville and Walters and Associates amend the original agreement as follows:

1. The City of Pikeville will amend the contract for appraisal services to include 3 single family units, 1 garage, and 7 multi-family units.
2. The cost for these additional appraisals shall be \$275/each for single family units and garage and \$750/each for multi-tenant units.
3. The maximum contract amount shall increase by \$6,350.
4. The time of performance will extend until February 28, 2003.
5. The maximum contract shall not exceed \$58,575.

and

ORDER R-2002-044 FOR TITLE SEARCH AND GENERAL LEGAL SERVICES PIKEVILLE, KENTUCKY

This amendment is an attachment to the agreement entered into on the 22nd day of November, 1999, and amended May 22, 2000 and amended May 22, 2001 and amended November 25, 2002 by and between the City of Pikeville and Frank K. Nall, Attorney, for preparing the title search and general legal services for the Pikeville Redevelopment Project.

WHEREAS, the agreement entered into on the 22nd day of November, 1999, specified a maximum contract amount of \$9,100 for up to 28 parcels or units; and

WHEREAS, the amended agreement entered into on the 22nd day of May, 2000, specified a maximum contract amount of \$16,900 for up to 52 parcels or units; and

WHEREAS, the amended agreement entered into on the 22nd day of May, 2001, specified a maximum contract amount of \$27,300 for up to 84 parcels; and

WHEREAS, the amended agreement entered into on the 25th day of November, 2002, specified a maximum contract amount of \$27,800 for up to 86 parcels; and

WHEREAS, the original agreement included \$100 for title opinion; \$150 for general legal services per parcel including preparation of and recording deeds, closing on property with closing statements provided; and \$50 per hour with a maximum cost of \$75 each for preparation of affidavits of descent for up to 28 parcels; and

WHEREAS, the City of Pikeville requires title opinions and general legal services for an additional 11 parcels for the Pikeville Redevelopment Project, Phase VI.

NOW, THEREFORE, the City of Pikeville and Frank K. Nall, Attorney amend the original agreement as follows:

1. the City of Pikeville will amend the contract for title search and general legal services to include 11 additional parcels for a total of 97 parcels.
2. The cost for these additional parcels shall be \$100 for title opinion; \$150 for general legal

MINUTES } CITY OF PIKEVILLE

services per parcel including preparation of and recording deeds, closing on property with closing statements provided; and \$50 per hour with a maximum cost of \$75 each for preparation of affidavits of descent.

3. The maximum contract amount shall increase in the amount of \$5,500.
4. The time of performance shall extend until February 28, 2003.
5. The maximum contract shall not exceed \$33,300.

Commissioner Justice made the motion to adopt the resolutions as presented. Commissioner Davis seconded the motion. The motion carried 4 - 0.

C. PARKING STRUCTURE: City Engineer Sykes presented the following items in conjunction with the parking garage project:

1. Elliott Contracting: Pay estimate #5 totaling \$362,908.80 was presented for approval on behalf of Elliott Contracting for construction activity on the parking garage project. Commissioner Justice made the motion, seconded by Commissioner Davis to approve payment of the invoice as requested. The motion carried 4 - 0.

2. Summit Engineering: An invoice in the amount of \$17,287.50 was presented to the Commission for approval of payment on behalf of Summit Engineering for construction oversight for the parking garage project. Commissioner Justice made the motion to approve payment to Summit Engineering in the amount of \$17,287.50. Commissioner Layne seconded the motion. The motion carried 4 - 0.

3. Alchemy Engineering: Presented for approval of payment was an invoice from Alchemy Engineering in the amount of \$704.00 for strength testing of the grout pumped into the caissons. Mr. Sykes advised that all test results have not been returned, however there are three pile caps that have been identified for replacement. Commissioner Justice made the motion, seconded by Commissioner Combs to approve payment to Alchemy Engineering in the amount of \$704.00. The motion carried 4 - 0.

Elliott Contracting's project manager, Harold Brehm, addressed the Commission relative to their request for a change order to place stone around the concrete pilings. Mr. Brehm advised the material removed from the site is not suitable to fill as it is mostly clay. Due to the wet weather, the clay can not be compacted. He added that footers from previous structures had to be removed from the site which increases the amount of fill required. Mr. Brehm contends there were no soil reports available to the contractor prior to bidding. The contractor estimates between 6,000 to 8,000 tons of stone will be needed for the fill at a cost of \$10.00 per ton. Because using the stone will facilitate the construction, the contractor is willing to share in the cost up to \$40,000. City Engineer Sykes pointed out there were some old foundation footers that had to be removed at the beginning of the project. A change order was negotiated with the contractor to satisfy this finding. Additionally, there were six to eight soil borings on the site with the report included with the bidding documents. The report showed the material to be suitable for fill (clay, silt, loam). Mr. Sykes told the Commission the benefits in authorizing a change order as the contractor requested will provide an increased comfort level the project can be completed on schedule and there will be a better foundation under the concrete slab. Commissioner Justice suggested using the stone located on the City's Poor Farm Hollow property for fill material. Mr. Brehm advised he would discuss this option with the sub-contractor. The City Engineer, Commissioner Justice and Mr. Brehm agreed to meet at the Poor Farm site on December 20th. Commissioner Combs requested to review the soil borings report.

D. UDAG PROJECT: Ms. Smallwood presented a reimbursement request from Adams Corporation in the amount of \$99,341.39 for the Keyser Heights Housing Project. According to the HUD guidelines for expenditure reimbursement through the Urban Development Action Grant, Adams Corporation must spend \$4.45 to be reimbursed \$1.00 from the funds. According to the invoices submitted, Adams Corporation has four houses on site and six lots prepared. The invoices have been

MINUTES } CITY OF PIKEVILLE

reviewed by a representative of the city's auditor, Wallen & Cornett. The project site was inspected by Rick Keene of Keene Mining Consultants, Inc., and found the request to be in order. Based upon the conclusions of the auditor and engineer, Commissioner Davis made the motion, seconded by Commissioner Justice to approve reimbursement to Adams Corporation for the Keyser Heights project in the amount of \$99,341.39. The motion carried 4 - 0.

E. UTILITY RELOCATION PROJECT: Main Street Director Glendia Sawyers and City Engineer Sykes presented the following matters regarding the Underground Utility Relocation Project:

1. Mountain Enterprises: Presented for approval of payment was Request #4 from Mountain Enterprises totaling \$311,690.15 for construction activities for Phase II of the Utility Relocation Project. Commissioner Combs made the motion, seconded by Commissioner Layne to approve payment to Mountain Enterprises as recommended by the City Engineer and the Main Street Board. The motion carried 4 - 0.

2. Change Order Request: Presented on behalf of Mountain Enterprises was a request for approval of Change Order #1 in the amount of \$13,225.00 to the Utility Relocation Project - Phase II. As discussed during the previous meeting, Change Order #1 is necessary to facilitate drainage on Main Street at Caroline Avenue. Commissioner Combs made the motion, seconded by Commissioner Davis to approve Change Order #1 in the amount of \$13,225.00. The motion carried 4 - 0.

Change Order #2 was presented for approval on behalf of Mountain Enterprises for Phase II of the Utility Relocation Project in the amount of \$44,617.56. City Engineer Sykes explained that all utilities have be installed. The change order reflects the quantities of pipe used, additional service lines to be placed, and roadway milling. Mr. Sykes added the small increase for milling resulted about triple the savings for asphalt. Commissioner Combs made the motion, seconded by Commissioner Davis to approve Change Order #2 as presented. The motion carried 4 - 0. Phase II has approximately \$130,000 remaining in contingency funds.

3. Summit Engineering: Ms. Sawyers requested approval to pay an invoice totaling \$2,429.63 for Utility Relocation Phase I engineering services. Commissioner Combs made the motion, seconded by Commissioner Layne to approve payment as requested. The motion carried 4 - 0.

4. Summit Engineering: Presented for approval of payment was an invoice totaling \$21,525 on behalf of Summit Engineering for engineering services for Phase II of the Utility Relocation Project. Ms. Sawyers advised the Main Street Board approved payment of the invoice as prepared. Commissioner Combs made the motion, seconded by Commissioner Justice to approve payment of the invoice as recommended by the Main Street Board. The motion carried 4 - 0.

5. Phase III Engineering Services: As required by CDBG guidelines, the Main Street Agency advertised for Request for Qualifications from engineering firms for engineering services for Phase III of the Utility Relocation Project. Summit Engineering submitted the only proposal. The Main Street Board recommended hiring Summit Engineering to provide engineering services for Phase III of the Utility Relocation Project. Commissioner Justice made the motion to award the engineering contract for Phase III of the Utility Relocation Project as recommended by the Main Street Board. Commissioner Layne seconded the motion. The motion carried 4 - 0.

6. Phase III Funding: The City received notification of award of \$500,000 in TE funds for Phase III of the Utility Relocation Project. Presented was the following resolution authorizing the acceptance of the funds:

A RESOLUTION TO ACCEPT FEDERAL TRANSPORTATION ENHANCEMENT FUNDS FROM THE KENTUCKY TRANSPORTATION CABINET AND AUTHORIZATION OF MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY BETWEEN THE CITY AND KENTUCKY

MINUTES } CITY OF PIKEVILLE

TRANSPORTATION CABINET (RESOLUTION NO. R-2002-045)

WHEREAS, the City of Pikeville has applied for and received an allocation of Renaissance Kentucky Transportation Enhancement Funds; and

WHEREAS, the City of Pikeville has determined that the project will proceed based on a revised scope of work and revised budget; and

WHEREAS, the City of Pikeville in partnership with the local Renaissance/Main Street Committee has coordinated this joint effort and agreed upon the terms and conditions of a commitment letter dated December 5, 2002 from Renaissance Kentucky.

NOW, THEREFORE, BE IT RESOLVED that the City of Pikeville does hereby accept this allocation of federal transportation funds in the amount of \$500,000.00 and does hereby agree to be bound to all applicable statutory rules governing its dispersal. Further the mayor is hereby authorized and directed to execute all documents necessary with the Kentucky Transportation Cabinet for these funds.

Commissioner Davis made the motion to adopt the resolution as presented. Commissioner Justice seconded the motion. The motion carried 4 - 0.

Ms. Sawyers advised that she and Main Street Board Member, Sara George will prepare and submit funding applications for a 319 grant (river sedimentation removal) on February 16, 2003; a TE-21 application in the amount of \$500,000 for Phase III of the Utility Relocation Project on February 14, 2003; and a TE application for repairs to the Pauley Bridge on February 14, 2003.

AGENDA ITEM V.

OLD BUSINESS

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

1. South Mayo Trail Storm Drainage Improvement Project: Prior to the meeting a work session was conducted with the City Commission, city engineers, and representatives of the Department of Transportation discussing the South Mayo Trail Storm Drainage Improvement Project. Mr. Sykes requested permission to advertise for bids. Mr. Sykes advised the Department of Transportation anticipates funding this project, however there will be no funding commitment until the bids are reviewed. Mr. Sykes advised the City is under no obligation to award a bid. Commissioner Justice made the motion, seconded by Commissioner Davis to authorize advertising for bids for the South Mayo Trail Storm Drainage Improvement Project. The motion carried 4 - 0.

2. Hambley Athletic Complex: During the previous meeting, the Commission awarded the Hambley Complex field resurfacing project to Commonwealth Building, with the turf product to be defined at a later date. The architect, contractor, and turf manufacturer recommend the placement of the sprinturf product. Mr. Sykes reported there is a \$42,500 increase in price for the sprinturf product over the southwest turf product. The contractor proposes that a change order in the amount of \$27,000 be approved which allows for the sprinturf product, deletes \$15,500 for value engineering; deducts \$8,000 for the deletion of 400 feet of curb along existing walkway at paved areas; addition of \$4,500 for installation of concrete footers at the baseball diamond cut outs; and deduction of 1 inch of gravel of 1/4" stone (recommended by sprinturf). The engineer and architect recommend the change order be approved as cited. Sprinturf representative was present. He advised that deleting the 1 inch of gravel will have no impact on the drain system or installation. The warranty for the turf will remain as discussed. Commissioner Layne made the motion to approve the change order concept as presented. Commissioner Davis seconded the motion. The motion carried 4 - 0.

MINUTES } CITY OF PIKEVILLE

B. CITY ATTORNEY'S REPORTS: Russell H. Davis, Jr., City Attorney, presented and gave second reading to an ordinance entitled as follows:

ORDINANCE AMENDING THE FISCAL BUDGET FOR THE 2002-2003 FISCAL YEAR (O-2002-013)

Commissioner Combs made the motion to adopt the Ordinance. Commissioner Layne seconded the motion. The motion carried with the following votes:

MAYOR:	FRANK M. MORRIS	ABSENT
COMMISSIONER:	STEVEN D. COMBS	YES
	EUGENE W. DAVIS	YES
	FRANK JUSTICE, II	YES
	DALLAS LAYNE	YES

City Attorney Davis told the Commission that he has prepared and forwarded a proposed lease agreement, with the Pikeville Independent School District and Pikeville College, for use of Hambley Complex to the Commission for review.

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

1. Sunset Lane Sewer Extension Project: The city was awarded grant funds in the amount of \$72,945 from PRIDE. Guidelines for expenditure of funds require advertising for qualifications for engineering services. Three proposals were received and reviewed by Ms. Smallwood and City Manager Blackburn. It was their recommendation to award the project to Summit Engineering based upon their familiarity with the project, as well as being a Pikeville based company. Commissioner Davis made the motion, seconded by Commissioner Justice to award the engineering services contract for the Sunset Lane Sewer Extension Project to Summit Engineering as recommended. The motion carried 4 - 0.

2. Tourism Commission: Presented to the Commission were nominees to serve as the Hotel/Motel Association and the Restaurant Association's representatives on the Pikeville/Pike County Tourism Commission. Commissioner Combs made the motion, seconded by Commissioner Justice to confirm the appointments of Cleve Justice and Chad Jackson (Hotel/Motel Association) and Debra Huffman and Howard Walls (Restaurant Association) to serve as Board Members on the Pikeville/Pike County Tourism Commission. The motion carried 4 - 0.

Commissioner Combs requested the City Manager contact Drew Fellon with Alliance Energy, to request information concerning what the industry standard for overhead costs in the Natural Gas Department should be.

There being no further business to come before the Commission, Commissioner Combs made the motion, seconded by Commissioner Davis to adjourn the meeting. The motion carried 4 - 0.

The next regular meeting of the Board of Commissioners for the City of Pikeville is scheduled for January 13, 2003 at 6:00 p.m.

APPROVED: Frank Justice, II
FRANKLIN D. JUSTICE, II, MAYOR

ATTEST:

Karen W. Harris
KAREN W. HARRIS, CITY CLERK