

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
February 24, 2014 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, February 24, 2014. The meeting was held in the City Hall Conference Meeting Room located at 243 Main Street, Pikeville, Kentucky.

There being a quorum present, Mayor Frank Justice called the meeting to order at 6:00 p.m. Commission Members present at roll call were as follows:

**COMMISSIONER: JIMMY CARTER
 JERRY KEITH COLEMAN
 BARRY CHANEY
 EUGENE DAVIS**

MAYOR: FRANKLIN D. JUSTICE, II

MINUTES

The minutes for the previous regular meeting held on February 10, 2014 were in each Commission Member's agenda package. There being no additions or corrections, Commissioner Carter made the motion to approve the minutes as prepared. Commissioner Davis seconded the motion. Mayor Justice called for discussion, there being none, the motion carried unanimously. 5-0.

PAYMENT OF CITY BILLS

The City Manager Donovan Blackburn requested the approval to pay city bills in the amount of \$947,670.34. Commissioner Davis made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments and Commissioner Davis asked the traditional question of do we have the money. And City Manager responded that we did have the money. Mayor called for further discussion, there being none, motion passed unanimously. 5-0.

BUSINESS FROM THE FLOOR

- 1. Consider a request to acknowledge the accomplishments for the 2013 PHS Varsity Lady Panther Soccer team by the adoption of a Proclamation. The Pikeville High School Varsity Lady Soccer Team was**

present for acknowledgement of their accomplishments for 2013. Mayor Justice read into record for adoption of a Proclamation. Commissioner Carter made the motion to adopt into record. Commissioner Coleman seconded the motion. Mayor Justice called for questions or comments. Commissioner Chaney commented that he notice 8 of the games played by the team the opponents scored no points and 5 of the games opponents they scored one point was you just feeling sorry for them? Commissioner Chaney told Joe Dan he had done a great job, and Joe Dan said it was easy because he had great talent. Commissioner Chaney finished with that Joe Dan you are good team players. Commissioner Carter it is always a pleasure to have the team and congratulations. Commissioner Coleman added he was glad to have the team present and how proud of Joe Dan and the hard work and hope to see you back. Mayor Justice asked for additional questions. Commissioner Davis had a comment. Mr. Davis asked Joe Dan if he was the first person to start soccer in Pikeville. Joe Dan responded, he was the second, he had met a man from Columbia at the YMCA field and he had his 3 year old girl and wanted something for her to do. He got ahold of the YMCA and it started from there got ahold of the Pike County Youth Soccer and this is where we are 24 years later. Commissioner Davis congratulated the team. Mayor Justice called for additional questions and comments, there being none motion passed unanimously. 5-0. City Manager Donovan Blackburn asked for Robby Lyndsey and Joe Dan to come to the podium for comments. Joe Dan thanked the City of Pikeville for everything they do for the young athletes and me as a citizen and a home owner in Pikeville and a person who grew up his entire life. We are pretty well spoiled here for all that is done and the great facilities we have here in Pikeville. When we go away to other games, we see them lining their fields with baking soda or whatever and we have great grounds to play on and great grounds keepers with Jay Clark and his team. Also thank you for all the great support from all of you. Robby Lyndsey, president of the Pikeville Soccer Association mentioned the way the city kept the facilities. Robby Lyndsey also thanked the commission for their support. Pictures followed. City Manager stated that the Mayor would pass envelopes which contained a letter from the mayor, a copy of the Proclamation and a twenty five dollar gift card to Texas Road House for each member of the team.

*Proclamation
In Recognition and Honor*

WHEREAS: the 2013 Pikeville High School Varsity Lady Panther Soccer Team did compete and had an outstanding winning season; and,

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WHEREAS: the Pikeville High School Varsity Lady Panther Soccer Program started the season with a stellar 11 straight victories then completing the best season record in the history of the program with 15 wins and only 3 losses, through great team play and was named as the 58th District Champs and All "A" Regional Champions and,

WHEREAS: the Pikeville High School Varsity Lady Panther Soccer team was also the first PHS Lady soccer team to rank amongst the top throughout the entire season in reported statistics, both as a team as well in an individual, Baylie VanHoose who ranked 4th in the state in goals scored per game, scoring an amazing 42 goals for the 2013 season and,

WHEREAS: the 2013 Pikeville High School Lady Panthers Varsity Soccer Team's accomplishments not only brings honor and recognition to the team and it's coaches, but also brings great honor and recognition to their school and all citizens of the City of Pikeville Kentucky; and

WHEREAS: the 2013 Pikeville High School Lady Panther Varsity Soccer Team shall hence, therefore, be well known throughout the region as an accomplished winning program is worthy of being honored and recognized by the Board of Commissioners for the City of Pikeville.

NOW, THEREFORE BE IT PROCLAIMED, That the 2013 Pikeville High School Lady Panther Varsity Soccer Team: Team Captains #4 Deelaney Hackney and #7 Baylie VanHoose, team members #2, Keely Layne, #5 Rebecca Clark, #6 Trinita Runyon, #8 McKenzie Moore, #9 Dra, Justice, #10 Savanna Nunemaker, #11 Rebekah Lindsey, #12 Olivia Davis, #13 Lexie Stapleton, #14 Courtney Maynard, #15 Meagan Cochran, #16 Haleigh Bevins, #17 Lexie Lewis, #18 Emily Altman, #19 Megan Thacker, #20 Olivia Lane, #21 Emree Witt, #22 Brianna (Bre) Blackburn, #24 Haleigh Johnson, #25 Nikitta Sands, #27 Katie Stiles, #42 Emma Looney, and coaching staff Head Coach Joe Dan VanHoose, Assistant Coach Allie Allen, Goalie Coach Kate P'Pool, and Trainer Robby Lindsey are by these present duly honored and recognized by the City of Pikeville for their exceptional performance and championship season.

That because of each lady's outstanding performance of excellence in soccer and as a citizen of Pikeville, they are hereby appointed and designated as "Special Ambassadors" of good will for the City of Pikeville and the Pikeville City Commission further orders that the entire month of March 2014 be set aside and designated as "Pikeville High School Lady Panthers Soccer Month" in the City of Pikeville in order to honor such a great accomplishment.

That these great accomplishments by the team and coach set forth hereinabove, shall be recorded among the records of the City of Pikeville, by the Clerk of the City, so that others that come hereafter will know of their excellence in teamwork and soccer.

Adopted by Pikeville City Commission this 24th day of February 2014.

Mayor Franklin D. Justice, II

2. **Consider a request to authorize and approve payment of invoice number 0000017 for Holzman Moss Bottino Architecture in the amount of \$10,918.00 as submitted. Commissioner Chaney made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments, their being none motion passed unanimously. 5-0.**

3. **Mayor Justice asked if there was any further business from the floor. Mayor Mrs. Davis was present and addressed the commission. Mrs. Davis; I have a question. I read somewhere that Foxcroft had sewage, is that correct? Mayor Justice; yes. Mrs. Davis; does Yorkwood have sewage? City Manager; no. Mrs. Davis; why does Foxcroft have it and Yorkwood don't? City Manager; there are several places**

serviced by the city that doesn't have sewer. Mrs. Davis; I think I requested this quite a while back and I was really surprised to read that Foxcroft had it and I want to know what route you all went to take it that way, when it would be much simpler for Yorkwood to get it from coming, there is a tunnel from where Pikeville Medical Center is and a short distance there. I feel like it is not fair because there are several people that have houses. City Manager; it is on the list for us to procure, however on your question whenever you go to division of water to seek funding it is based upon, Sandy can probably speak better to this than I can; based upon the amount of homes served and the amount of funding by the number in household, so when you look at funding you have to look at cost, you can't use existing just because there is a tunnel you actually have to do a bore because you have to get permission from the division of water. Mrs. Davis; how did you bring the sewage to the Foxcroft? City Manager; through an existing line and through a bore. Mrs. Davis; through a bore? City Manager; yes. Mrs. Davis; same difference. City Manager; well again based on the number of homes served and funds spent there is a formula there that is used looking at the priority it is not, Yorkwood is on the list, matter of fact I spoke to your daughter about this very same thing this past week and it is a priority to the commission as is the other areas that need service. UMG did a study, Greg is not here, but UMG did a study two years ago listing all the areas that are in the 201 service area that still need to be serviced and it is still on the list and hopefully this session we might be able to accomplish that. Mrs. Davis; I know that Foxcroft has grown recently and it has been a hindrance to us because you all have a stipulation that we can't sell property on the left side because of no sewage, that's right, I'm telling you. City Manager; that is the first time I've heard of it. Mrs. Davis; well I'm telling you now. Mrs. Davis; where is Rusty? Rusty; right behind you. Mrs. Davis; that we can't sell property on the left side of road because we did not have sewage. City Manager; is that because it is not up to perk there? Mrs. Davis; no it is because they did not want what do you call it? City Manager: septic tanks. Mrs. Davis; septic tanks. And matter of fact a man bought a piece of property on left side of road from a real estate agent and then he was informed he could not build there. City Manager; Robert, you want to respond. Robert Smith; Codes Enforcement Office; that was not the city it was the state that told him and he could not get enough perk to put the septic system in. Mrs. Davis; ok, well we put our own waterline in and Foxcroft was given a water tower and we had to deal with them and give them property to put it on and I think our water line cost us somewhere close to \$100,000.00. City Manager; before my time. Mrs. Davis; I feel it is hindering us from selling and building because of no sewage. And I understand bylaws and Rusty I am asking you. Rusty;

I don't recall and the state won't let you if it won't perk. Mrs. Davis; I'm older than you and when things matter your memory sharpens right back up and I feel like we need to have some consideration here and not be put off again. City Manager; I agree and when the commission looks at the service area; Mrs. Davis; well; Mayor Justice: Does all of Foxcroft have sewage? City Manager: no, up to the gate, not the top part. Mayor; where did the funds come from for the Foxcroft? City Manager: form some left over coal severance funds. Mayor; so what you are telling me left over coal severance and due to the desenity of the dollars to be spent we could do more three than we could have anywhere else? City Manager; Yes, by the guidelines set by the DOW, yes. Mayor Justice; I understand and as you develop property, like my brother is in Lexington, you are responsible for putting in road, sewer, water and no different here when developing property. Once again those people bought that property using septic systems and then we came in and provided service and relived the Purdon off them and I understand you feeling that way, but you develop you provide the services it is not up to the City of Pikeville, it is up to the developer and you are the developer. Mayor Justice; Sandy is going to correct me or say something. Sandy Runyon; no, I'm not, you are excitably right, but we do have the water management council which we meet with the state and those projects have to be on the priority list in order to get funding with the state and it is in your zero to two years, so it is on your priority list to fund as funds come available. Mayor; So, as funds come available they will be funded. Mrs. Davis; I memetion this to the city manager when you all were trying to develop Marion Branch, did you put sewage lines up there? Mayor; Yes we did. Mrs. Davis; are there homes and has that been developed? Mayor; no that is an industrial development park and we are pursuing a road and a road, power something has to go first. Mrs. Davis; that's right. City Manager; actually, we did provide sewer to over 400 homes with that project up Island Creek. Mrs. Davis; When that was going on I talked to the city manager about you was putting sewage up Marion's Branch and we have been trying to get sewer for Yorkwood and we have been bypassed twice now. Mayor; the City added sewer to 400 homes. City Manager; Mayor with that said it goes back to what Sandy is saying to go after that funding, you have to justify for the funds, not just about we want to put sewer here and there, we have to meet requirement and go through clearing house and Marion's Branch was one such project and funds left over was use for Foxcroft, based on regulations, not jumping over top of anybody and I am sure that there is a lot of people on US 23 on North side would have the same argument as you do. We do want to do this project and it is on the plan. Mrs. Davis; so what is the final answer? Mayor; It is on the

books and I guess I can see where you are coming from, but it is not the responsibility of the City of Pikeville to put sewer there it was your responsibility. Mrs. Davis; so what about Foxcroft was? Mayor; I said I understand how you feel, and I did send funds back one time. Mrs. Davis; OK. I have another thing I want to bring up. We live on Mt. Martha Drive and our street, there is a portion of it and we went to the speed bumps and was taken out and then replaced with drains that was not put in very well. Now we are down here there is a bottle neck that take the street and make it kind of hard to pass and really you can't pass. You just have to pull over and get out of the way. One person has blacktop for parking for a rental house they have and when they blacktopped it they took some of the street for their yard for the rental property which has made it narrower than ever. Then on the other side you have storage and it is right in that area. I want to get along with our neighbors and it's hard. We get a lot of traffic and maybe looking for a drug dealer up there, it has been rumored. It is a problem and that street gets smaller and smaller, I think it is going to be a cow path one of these days. I'm just wondering if there is anybody that has their grits enough to go and say look you can't take this street as part of your property. Mayor: I'll go with you, when you want to go? Mrs. Davis; don't you have a person that is employed to do this? Mayor; might as well be me? Mrs. Davis; OK, Frankie, I'll go with you. Mayor; is this just been recently? Mrs. Davis; well, no just you'll see the curve and they took part of the street and made it a yard. Mayor: Donovan, get Sean to go up there and look at it. City Manager; Sean you know where this is? Sean; I'll go look at it. Mrs. Davis; it is pretty obvious that city property is being taken, it is a hindrance. Mayor; no, they don't need to be taken the street, we'll survey it. Mrs. Davis; now I have a question? I read about the Museum is being closed down and once that used to be the old City Hall when Walter May was elected mayor and they go contractor form Elliott Contracting and they restored that to the state of the art and is historical building, I want to know what you have planned for that building. Commissioner Chaney; You know Mrs. Davis my grandfather met my grandmother there at that building and it has a personal deal with me and I think about it every time I go by there. Mrs. Davis, it used to be a community center and there is a lot of history there. Mayor; things need to change; the building is beautiful and not a person up here wants anything to happen, but we need to relocate that where it will be readily accessible to the public at a cost that we can keep the door open. The main funding source is the City of Pikeville and it is one of those situations walk a mile in my shoes and sees how you feel about it with it being closed. We are going to keep the building and bring something to the downtown area with employees. Main thing is to keep the museum intact and in an area

where the City is not doing all the Purdon. We have working with the county to put it somewhere and keep everything safe. If you can't use it and you can't get in it we need to put it somewhere people can.

Mrs. Davis; personally, I'm not worried about the artifacts; I just worried about the building. Mrs. Davis, what about the parking lot; Mayor; we traded the parking lot to the one besides the old Dawahare building. City Manager; that is where the new theatre is going. Mrs. Davis; so you traded it? City Manager; yes and it created about 30 residents parking for the apartments. Mrs. Davis, it was a street at one time. Mayor; yes. We are continuously trying to continue to utilize what we have. We are just working to give everyone a better quality of life.

Mrs. Davis, one more thing, the library, do we have representation on that board? The Pike County Library Board, I don't know if you are aware of that. I understand they gave that to the UPIKE and I'm all for that. Mayor; I think that is state appointed board. Mrs. Davis said the City of Pikeville was to have someone on the board in 1999 or sometime. City Manager; I actually have been asked to pull the documents. Mrs. Davis; that is why I am here. Mayor; I remember when you were the Librarian and coming to the Library. Mrs. Davis; for 18 years. Mainly I am concerned about Yorkwood and Mt. Martha drive. Mayor; we just went through a Comprehensive Plan and we adopt it and they want coffee houses and Wi-Fi. Mayor called for additional business from floor, there was none.

BIG SANDY AREA DEVELOPMENT DISTRICT

Mayor Justice asked if there was any official business to be considered by the commission. Sandy Runyon, the director with Big Sandy Area Development District was present in the audience, but stated no official business.

CITY ATTORNEY

Russell Davis was present and had one item to read into record.

1. Consider a 2nd reading of Ordinance # 0-2014-003 amending the city code of ordinance chapter 32, "Departments, Boards and Commission" disbanding, deleting and omitting section 32.190 through Sections 32.198 relating to the Big Sandy Mountain Heritage/History Center of the Cities Codes of Ordinance and to authorize the mayor to sign and execute on behalf of the City of Pikeville.

ODINANCE AMENDING CHAPTER 32 "DEPARTMENTS,
BOARDS AND COMMISSIONS"

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**DISBAND & DELETING THE
BIG SANDY MOUNTAIN HERITAGE/HISTORY CENTER
AND OMITTING SECTIONS 32.190 THROUGH 32.198**

ORDINANCE NO. 0-2014-003

WHEREAS, the Pikeville City Commission with great reflection and consideration elects to disband the Big Sandy Mountain Heritage/History Center, relieving its board and employees of any and all future duties and responsibilities.

WHEREAS, due to various conditions and circumstance have driven the city commission to the decision that it feels is in the best interest to serve its citizens and to its taxpayers. The commission further orders that all items displayed in the museum be granted back to their original owners by the board as part of their final action. If ownership cannot be determined any item that does not have an owner shall be stored by the city until which time it can be determined what shall be done with said items.

WHEREAS, the commission agrees to work with the fiscal court to determine if there is a desire to create a joint board in the future and to determine if there is a more suitable plan and accommodations for a comparable facility.

WHEREAS, it is the intent of the city to market the existing building in order to create new business opportunity, jobs and tax base for the citizens of this great city and region. At a time when the region is in great need of jobs the commission feels it best that these dollars be reinvested into services that would better benefit the community through new business and job creation.

WHEREAS, the city commission, by this action, directs the city attorney to send a notice of the disbandment to the board with a notice to vacate the facility within a suitable time as determined through discussions by the city manager.

BE IT THEREFOR ORDAINED BY THE CITY OF PIKEVILLE AS FOLLOWS: The Big Sandy Mountain Heritage/History Center as described by Chapter 31.190 through 32.198 shall be deleted from the city code of ordinances and the board and its employees shall be disbanded within 30 days of the passage of this ordinance allowing adequate time to complete any existing outstanding business and to restore any property displayed to its original owners.

Chapter 32 "DEPARTMENTS, BOARDS AND COMMISSIONS" is amended as follows:

~~Big Sandy Mountain Heritage/History Center~~

- ~~—32.190— Formation; authorization~~
- ~~—32.191— Purpose; objectives~~
- ~~—32.192— Membership; terms; appointing authority~~
- ~~—32.193— Removal~~
- ~~—32.194— Officers~~
- ~~—32.195— Meetings; quorum~~
- ~~—32.196— Museum location~~
- ~~—32.197— Funding~~
- ~~—32.198— Personnel~~

~~CHAPTER 32: DEPARTMENTS, BOARDS, AND COMMISSIONS~~

~~BIG SANDY MOUNTAIN HERITAGE/HISTORY CENTER~~

~~§ 32.190 FORMATION; AUTHORIZATION.~~

~~—The Big Sandy Mountain Heritage/History Museum Board (the "Board") is formed to carry out the goals of the City of Pikeville to preserve the history of the Big Sandy Valley and the City of Pikeville for the future as set out in this subchapter.~~

~~{Ord. 0-2003-007, passed 7-22-02}~~

~~§ 32.191 PURPOSE; OBJECTIVES.~~

- ~~—(A) The primary purpose of the Board and the Big Sandy Mountain Heritage/History Museum is to collect, care for, and exhibit and interpret items that will service to illustrate regional history.~~
- ~~—(B) The Board's objectives are as follows:~~
 - ~~—(1) To be a unique educational resource that reflects and broadens interest in the heritage and history of our region.~~
 - ~~—(2) To encourage understanding and appreciation of our heritage and history, and to encourage the preservation of the same.~~
 - ~~—(3) To maintain an active program of collection, documentation, research, and timely publication.~~
 - ~~—(4) To serve as a leader in the museum community; to encourage cooperation among museums; and to promote continuous sharing of ideas and information.~~

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~~—(5) To maintain and promote the regional history beyond our immediate area and extend the hand of welcome to all visitor and visitor prospects.~~

~~(Ord. 0-2002-007, passed 7-22-02)~~

~~§ 32.192 MEMBERSHIP, TERMS, APPOINTING AUTHORITY.~~

~~—(A) This is a six (6) member Board with three (3) year terms. This Board has no term limits. Board vacancies are to be reported in November preceding term expiration, by the Chairman of the Board. Two (2) nominees are to be proposed each year to the Commission for their approval.~~

~~—(B) The initial Board of six (6) members shall be appointed to staggered terms with two (2) members having a one (1) year term, two (2) members having two (2) year terms and two (2) members having three (3) year terms.~~

~~(Ord. 0-2002-007, passed 7-22-02; Am. Ord. 07-0-002, passed 2-26-07)~~

~~§ 32.193 REMOVAL.~~

~~—(A) Board member attendance and conduct. If a member misses three (3) consecutive meetings without due cause, or if the member's personal conduct is unbecoming to the Board, its work or its image, the Board upon a two-thirds' majority vote of the members present at a meeting called for such purpose, may remove such member.~~

~~—(B) Board members' personal compensation. Members of the Board shall not receive financial compensation for their service on the Board.~~

~~(Ord. 0-2002-007, passed 7-22-02)~~

~~§ 32.194 OFFICERS.~~

~~—(A) (1) The officers of the Board shall be the Chairman, Vice Chairman, Secretary and Treasurer, all of whom shall be members of the board. The officers shall be elected and serve for a term of one (1) year.~~

~~—(2) The officers may be re-elected for any number of terms; provided that in no event shall a member serve in the same office for more than two (2) consecutive years.~~

~~—(B) The duties of the Commission's officers are as follows:~~

~~—(1) Chairman. The Chairman is the chief spokesman of the Board. The Chairman will preside at all meetings of the Board. The Chairman will, after approval of the Board, sign all contracts, deeds, and other legal documents on behalf of the Board. The Chairman will name all committee chairmen and committee members.~~

~~—(2) Vice Chairman. The duties of the Vice Chairman will be the same as those outlined above for the Chairman, except that they will be performed only in the absence of the Chairman or his or her inability to perform such duties.~~

~~—(3) Secretary. The duties of the Secretary will be to approve and certify the minutes of the meetings as the official record of the Board.~~

~~—(4) Treasurer. The Treasurer will maintain the financial records of the Board, including a record of all funds requested from the Pikeville City Commission. All funds shall be deposited with the city in an account designated as "The Big Sandy Mountain Heritage/History Museum Account." The Board shall follow all the city's rules and regulations concerning its financial operations.~~

~~—(C) (1) Officers shall be selected by vote of the Board in the regular November meeting.~~

~~—(2) An officer may hold two (2) offices that are not incompatible.~~

~~(Ord. 0-2002-007, passed 7-22-02)~~

~~§ 32.195 MEETINGS; QUORUM.~~

~~—(A) Meetings of the Board will be held at least monthly, at a time and place agreed upon by a majority of the Board and pursuant to the Kentucky Open Meetings Act. The Chairman may call additional meetings.~~

~~—(B) All meetings will be conducted in accordance with the Open Meetings Act. Four (4) members will constitute a quorum to conduct business.~~

~~(Ord. 0-2002-007, passed 7-22-02)~~

~~§ 32.196 MUSEUM LOCATION.~~

~~The City of Pikeville may provide city property to be used as the Museum/History Center.~~

~~(Ord. 0-2002-007, passed 7-22-02)~~

~~§ 32.197 FUNDING.~~

~~—(A) The City of Pikeville may from time to time appropriate funds for the Museum, to be drawn upon by the use of purchase orders presented to the City Clerk. The Chairman and the Treasurer shall both sign purchase orders.~~

~~—(B) The Chairman of the Board shall submit to the City Commission annually its yearly budget and funding requests so that such expenditures may appear in the city's annual budget.~~

~~(Ord. 0-2002-007, passed 7-22-02)~~

~~§ 32.198 PERSONNEL.~~

~~The Board may submit to the Commission individuals proposed to be hired by the city as staff to be responsible for the day-to-day operation of the Museum, within the confines of its funding and such other amounts that are secured.~~

~~(Ord. 0-2002-007, passed 7-22-02)~~

The above ordinance was given first reading this ___ day of _____, 2014.

The ordinance was given a second reading on the ____ day of _____, 2014.

Passed this ____ day of _____, 2014.

Commissioner _____ moved for the adoption of the foregoing ordinance.

Commissioner _____ seconded the motion.

Upon roll call, the votes were as follows:

	YES	NO
FRANK JUSTICE, II MAYOR	_____	_____
GENE DAVIS COMMISSIONER	_____	_____
JIMMY CARTER	_____	_____
JERRY KEITH COLEMAN, COMMISSIONER	_____	_____
BARRY CHANEY, COMMISSIONER	_____	_____

The Mayor declared the within ordinance adopted.

FRANK JUSTICE, II, MAYOR

ATTESTED:

REBECCA HAMILTON, CITY CLERK

CITY MANAGER

City Manager Donovan Blackburn presented the commission with the following items for approval:

1. Consider a request to advertise for bid for the following items; Headworks, Mechanical Screens, Belt Filter Press System and a Liquid Polymer System for the new Waste Water Treatment Plant. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments there being none motion passed unanimously. 5-0.
2. Consider a request to authorize and approve the adoption of the amended City of Pikeville Garfield Center, RV Park, and Shelters & Fire Department Training Center Lease Agreement as submitted. Commissioner Carter made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for additional comments, there being none, motion passed. 5-0.
3. Consider a request to promote Scotty Hamilton, with the Pikeville Police Department from patrolman to detective and to authorize to approve his amended pay scale for said position based on his employment time with the City. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion Mayor Justice called for comments, there being none, motion passed unanimously. 5-0.
4. Consider a request to award a bid for the Riverfill Seating Project to Rising Sun Development, for \$379,000.00 and to authorize the mayor to sign and execute a contract with Rising Sun Development for said project on behalf of the City of Pikeville all contingent upon the City passing an ordinance for funds and being approved for funding for the project. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion.

- Mayor Justice called for comments, there being none motion passed unanimously. 5-0.
5. Consider a request to authorize and approve the amended City Personnel Policy 4.15 on Employee and Employee visits at the workplace” as submitted. City Manager commented that this was to add a policy on texting and texting and driving. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none motion was passed unanimously. 5-0.
 6. Consider a request to authorize and approve an amended lease agreement between the City of Pikeville and the Hatfield and McCoy Moonshine owners as submitted and to authorize the mayor to sign and execute said lease on behalf of the City of Pikeville. Commissioner Davis made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments, there being none motion passed unanimously. 5-0.
 7. Consider a request to authorize and approve an “amendment to the Agreement for Air Services” as submitted, dated February 3, 2014 and to authorize the mayor to sign and execute said agreement on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor called for comments, there being none motion passed unanimously. 5-0.
 8. Consider a request to authorize and approve an Amendment to the Professional Services Agreement between the City of Pikeville and Holzman Moss Bottino Architecture as submitted in accordance with the Agreement dated April 24, 2012 and authorize the mayor or the Chairman of the Pikeville Building Committee Chairman Donovan Blackburn to sign and execute the amendment on behalf of the City of Pikeville. Donovan Blackburn commented that the amendment was on to lower the fees. Commissioner Carter made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments, there being none motion passed unanimously. 5-0.
 9. Consider a request to accept the resignations of Sean Cochran and Drew Justice to the City of Pikeville Tourism and Convention Commission and to appoint Andy Linton to replace Drew Justice and to appoint John Mazzola to replace Sean Cochran. Both appointments shall expire on May 24, 2015 contingent upon compliance of city code of code of ordinance Chapter/Section 31.01 and to authorize John Mazzola 6 months to meet the requirements as set forth under said section due to his relocation. Commissioner Carter made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments, there being none motion passed unanimously. 5-0.
 10. Consider a request to authorize and approve the adoption of the City of Pikeville/Main Street Arts House Policy and Lease Agreement as submitted. Commissioner Carter made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none motion passed unanimously. 5-0.

11. Consider a request to re appoint Stephen Hogg and Frank Nall to the City of Pikeville Board of Ethics, both appointments will expire on 2/27/18 contingent upon compliance of City Code of Ordinance Chapter/Section 31.01. Commissioner Carter made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none motion passed unanimously. 5-0.
12. Consider a request to re appoint Mark White and Mark Batten to the City of Pikeville Technical Advisory Committee, both appointments will expire on 2/27/18 contingent upon compliance of the City Code of Ordinance Chapter/Section 31.01. Commissioner Carter made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none motion passed unanimously. 5-0.
13. Consider a request to approve the Standard Form of Agreement between the City of Pikeville (owner) and Engineer for professional services from Summit Engineering, Inc. (engineer) for the "Riverfill Seating Project". Commissioner Carter made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice asked what the contingency on this agreement was. City Manager responded 10% the normal. Mayor asked was there any additional fees and Phillip with Summit responded yes there are basic and inspections fees in the amount of \$32, 721.43 for basic and \$\$25,033.21 for resident inspection at 85% RD rate. Mayor Justice called for additional comments, there being none motion passed unanimously. 5-0.
14. Pursuant to KRS 61.810, consider a request for closed session for the purpose of discussion economic development, legal and personnel issues. Commissioner Carter made to motion. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, motion passed. 5-0.
15. Commissioner Carter made the motion to re convene. Commissioner Coleman seconded the motion. Mayor called the session back into order.
16. There being no further business to come before the Commission, Commissioner Davis has made the motion to adjourn the meeting. Commissioner Coleman seconded the motion. Mayor Justice called for discussion, there being none, and the meeting was adjourned. 5-0.

CONSENT ITEMS:

NLC Congressional Conference March 9, 2014 through March 12, 2014. City Manager will attend to represent Kentucky.

Upcoming East Kentucky Expo Events:

Monster Trucks: 3/14/14-/16/ 2014

Hunter Hayes: 3/20/14

Billy Currington/w/ Brett Elredge & Chase Rice: 4/0/14

Old Crow Medicine Show with Marty Stuart: 4/26/14

The Regular Meeting on March 10, 2014 will be cancelled.

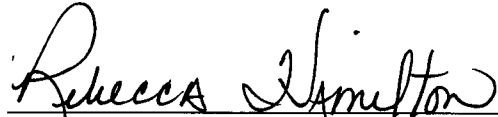
The next scheduled Special Meeting of the City of Pikeville Board of Commissioners is March 7, 2014 at 5:00 p.m.

APPROVED:



FRANKLIN D. JUSTICE, II, MAYOR

ATTESTED:



REBECCA HAMILTON, CITY CLERK