

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
JUNE 23, 2014 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, June 23, 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 June 9, 2014, Special Meeting held on June 11, 2014 and Special Meeting held on June 12, 2014 were in each Commission Member's agenda package. There being no additions or corrections, Commissioner Chaney 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 \$1,454,498.10. Commissioner Davis made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments and Commissioner Davis asked the traditional question of do we have the money. City Manager responded that we did have the money. Mayor Justice called for further discussion, there being none, motion passed unanimously. 5-0.

Business from the Floor

City Manager: Mayor before we move on we have someone in the audience you haven't met yet. Rachel Lawson, who started serving for the City last week, I'm going to put you on the spot. Rachel: Ok. **City Manager:** Rachel has accepted the Administrative Assistant position here at City Hall and we welcome her. She started last Wednesday so she has been with us a few days so I figured I'd give you the opportunity to ask her any questions you may want to. Mayor Justice asks what your duties are. Rachel replies to take care of him. **City Manager:** That's a big responsibility. **City Manager:** Tell us a little bit about yourself. Rachel: I graduated from Betsy Layne High School in 2008. I'm 24 years old. That's really about it. Mayor Justice: Welcome to the City of Pikeville. Commissioner Chaney asks is that your desk when you come through the door? Rachel: Yes. **City Manager:** Just wanted to introduce you, Thank you!

City Manager: Mayor before we go we have Ronnie sitting back there, Ronnie we've had quite a bit of success the last couple of weeks on the river trail, my understanding you have a couple of groups coming in, in the near future. Real quick why don't you come up here and give us an update on what you have coming in. Ronnie: Unfortunately to start we've had multiple callers for the last weekends and we've had to shut them down to the high rain we've been getting. We've had about 20-30 calls, both weekends people interested we've had to give rain checks; we keep the Facebook page updated. We got a group from upward bound coming on I think on June 28, about 50 people we will have to run two different trips. Majority in tubes, rest in canoes. Also, got a text from Upike Admissions about putting a group on the river. Also, got another group from Economy Drug for July 4th they are going to do their employee 4th of July outing. On top of that with the help of the Fire Department and UMG we have pulled out I'm going to say around 230-250 tires out of the river. 50-75 coming out from below the Island Creek Bridge. 170 coming out behind the high School. Mayor: How'd you that? Ronnie: Well, the guys from the Fire Department probably want to choke me, but we waded out there and manhandled them and roll them up in piles about every 20 yards along the bank, Donnie was nice enough to send a excavator and crew down and we were able to hook a rope to the bucket and drag 8 or 10 of them out of there. There are still a few more in there, still a few more trouble areas. Problem is getting access to those areas. Behind, the old action mart where the storage areas are they are probably a couple hundred more in that section it's like the just form in little pods. Most of those tires. Jimmy Carter: Would the fan boat help you get down in there to get them. Ronnie: I don't think they want to get that thing beat up.

Nothing recent, most of what we pulled out were multiple white walled tires. Mayor: Those have been there awhile. Ronnie: Besides that, we are expecting to get 10 other boats tomorrow or Wednesday, I spoke to John he said we should have them then. Good quality boats should last us a long time. Mayor: Is that your personal boat you have in your truck today? Ronnie: Yes, it is. I have a couple of different ones. Mayor: Looks like a pretty nice boat. Ronnie: Yea, I have a couple of different ones, when the river gets up high; I have a white water raft I take out. I keep that canoe in the back of truck I try to stop if the wife will let me on the way home. Everything is going really good, Donovan called 3 weeks ago wanting to put some people on the water and I didn't have enough boats I had one boat left on the trailer. Fridays are little slow, but Saturday and Sunday my phone rings nonstop off the hook. Commissioner Coleman: With all those boats how you going to be able manage all that. Ronnie: I believe it's on the agenda tonight. City Manager: Yelp, he's got a helper on the agenda tonight. Ronnie: We are going to have to start making two trips, I'm gonna get with Donnie to see if we can make some kind of mechanism to lock the boats up at the Roadhouse ramp. Bring one load of boats and drop off and keep another load on the trailer, then keep shuttling back and forth. It's gonna be a big help with some of the larger groups that we get, right now, with the boats I feel comfortable with I figure we can put 14-15 people on the kayaks but with the boats we can put 20-25 and we have the floats as well. It should be as far as I can tell there is a pretty big market here for it. Mayor: It's just getting started really. Ronnie: Hopefully we can just keep on cleaning up the river, I've talked to a youth minister about trying to set up a clean-up day, and we are also going to have a float day where they can float for free if they come back with tires or a bag of trash. We can start doing that a couple times a year. It's a big task getting all the trash.

City Engineer's Report

1. Consider a requested to authorize and approve payment for the invoice #71206, as submitted, for Summit Engineering, Inc. for \$6, 800.00 for the Pikeville Fire Station project. Commissioner Davis made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments, there being none motion passed unanimously. 5-0.
2. Consider a request to authorize and approve payment for invoice #71168, as submitted for Summit Engineering, Inc. for \$749.71 for the Peach Orchard Acquisition 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.
3. Consider a request to authorize and approve payment for invoice #71167, as submitted for Summit Engineering, Inc. for \$12,630.88 for the Riverfill Seating. 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

4. Consider a request to authorize and approve a Civil Engineering Service Proposal as submitted, by Summit Engineering authorizing them to complete and Industrial Site Master Plan for the City's Marion Branch Site at the cost of \$25,000 and to authorize the Mayor to sign and execute said proposal on behalf of the City of Pikeville. Commissioner Carter made to motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments. City Manager Blackburn: This is what was discussed during the last meeting work session. A new master plan along with a phase I as you'll see in the next item on the agenda. Mayor Justice called for additional questions or comments, there being none motion passed unanimously. 5-0.
5. Consider a request to authorize and approve a notice to proceed for a Phase I Environmental Site Assessment, Preliminary Jurisdictional Determination, Coordination with SHPO/USFWS, as submitted, for the City's Marion Branch Industrial Site with Summit Engineering at a total cost of \$16,500. 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.

City Manager's Report

1. Consider request to hire Lucas Smith to the position of Hourly Tourism Associate at the rate of \$9.00. Commissioner Chaney made to the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments. Ronnie: I think he is going to be split up between me and Larry. Commissioner Carter: Does he have experience on the River? Ronnie: I don't think he has much experience on the River; he needs to be recertified in CPR/ First Aid, which I could also probably stand to be for myself. From what Rebecca told in the Interview very interested young man anyone that calls you out to the middle of river to start slinging tires and your willing to do it, said it had no problem doing, I could definitely use the help and he sounds like a pretty good kid. Commissioner Carter: I'm sure you can set him on the straight and narrow path. Ronnie: Yep. Mayor Justice called for additional questions or comments, there being none motion passed unanimously. 5-0.
2. Consider request to authorize and approve the amended job description and rate chart, as submitted for Robert Smith the Codes/Environmental Compliance Officer and to adjust his rate of pay based on the 10 year rate for said position. Commissioner Davis made the motion approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments. Commissioner Carter asked what we are doing here. City

Manager Blackburn: Robert's rate is up in August, this is speeding it up based on additional responsibility, as the Commission is aware you've asked for some time for folks to speak to a specific individual on Environmental complaints. Robert's responsibility will be to oversee the Environmental program, keeping up not only the complaints but the compliant log working with the police department. For essence, you have taken Larry and put him over Tourism, you have taken Ronnie and put him over Events, and taking Robert Environmental, Minta, Main Street and all these report directly to Sean. Mayor Justice called for additional questions or comments, there being none motion passed unanimously. 5-0.

- 3. Consider a request to authorize and approve the Eleventh Amendment to Agreement for Sale of Property, as submitted, between the City of Pikeville and KY Pikeville Thompson Retail LLC, KY Pikeville Thompson PO, LLC KY Pikeville Thompson LLC, and KY Pikeville Lakeview, LLC from the original agreement between the City of Pikeville and RealtyLink Investments, LLC and authorize the mayor the authority to sign and execute said amendment on behalf of the City of Pikeville. 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 authorize and approve an amended Lease Agreement between the City of Pikeville and East Kentucky Broadcasting, DBA EKB-TV, as submitted and to authorize the mayor to sign and execute said Lease Agreement on behalf of the City of Pikeville. Commissioner Davis made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comment, there being none motion passed unanimously. 5-0**
- 5. Consider a request to authorize and approve a resolution #R-2014-003 establishing a war memorial known as Veterans Memorial Park and to authorize the mayor to sign and execute said resolution on behalf of the City of Pikeville. Commissioner Davis made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments, there being none motion passed unanimously. 5-0.**

Resolution

June 23, 2014 Regular Meeting

R-0-2013-003

ESTABLISHING A WAR MEMORIAL

KNOWN AS

Veterans Memorial Park

WHEREAS, the City of Pikeville, Kentucky be it resolved that the Commission for the City of Pikeville, Kentucky that the City does hereby agree to provide land owned by the City of Pikeville at the City Gateway sign along Hambley Blvd for the establishment of a War Memorial known as "Veterans Memorial Park"

WHEREAS, the City of Pikeville will provide the land for the establishment of a WAR MEMORIAL known as "Veterans Memorial Park" and does hereby agree to allow the placement on this tract of public land the Army asset and artifacts in coordination with the locally VFW post.

Adopted this 23rd day of June, 2014

Frank Justice
Mayor

ATTEST:

Rebecca Hamilton
City Clerk

- 6. Consider a request to authorize and approve a Trust Participation Agreement for the Kentucky League of Cities Insurance Services General Insurance Trust, as submitted, between the City of Pikeville and Kentucky League of Cities insurance Services and to authorize the mayor the authority 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 Justice called for comments. City Manager Blackburn stated this is just our annual agreement. Mayor Justice called for additional questions or comments, there being none motion passed unanimously. 5-0.**
- 7. Consider a request to authorize and approve a Declaration of Trusty and Trust Participation Agreement for the Kentucky League of Cities Workers**

Compensation for an “It in a Box” solution and to authorize the mayor the authority to sign and execute on behalf of the City of Pikeville and East KY Expo Center. Commissioner Carter made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments. City Manager Blackburn: Upon my approval there are still some things I am working out with Rebecca and Steve to make sure it will meet our needs, so if it does we will move forward if it doesn’t we won’t. Mayor Justice called additional questions or comments, there being none motion passed unanimously. 5-0.

8. Consider a request to authorize and approve the amended Chapter 3.18 of the City Personnel Policy, as submitted. Commissioner Carter made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments. City Manager Blackburn: All this does is amends/creates a section in the personnel policy we call it a special addition for services offered to employees. We have several employees throughout the work day that we don’t run the shuttle they came and pick up the kayaks and go on the River Trails so to determine if some of those are work related or pleasure, what we did was create a policy where the employee can pick up the kayak and delivers it back, they will sign a release and pay fees just like anyone else. Mayor Justice called for additional questions or comments there being none motion passed unanimously. 5-0
9. Consider a new request to reappoint Jody Hunt the City Board of Zoning Adjustments. Jody’s new term shall expire May 1, 2018. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none motion passed. 5-0.
10. Consider a request to reappoint Donovan Blackburn, representing the City and Jaclyn Ousley representing the hotel industry to the City Tourism and Convention Commission. Both Donovan & Jaclyn new terms will expire 5/24/2018. Commissioner Coleman made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none motion passed. 5-0.
11. Consider a request to authorize and approve an Assignment and Bill of Sale Agreement, as submitted, between Chesapeake Appalachian, LLC and the City of Pikeville 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 Justice called for comments. City Manager Blackburn, what this is, is a gas line runs, you may recall we talked about some time ago, that runs on the Thompson road property by the retail development down by the boat ramp there’s parking going to be there we agreed to take over the customer’s that Chesapeake has in return to terminate that line on the City’s property so we can get rid of that line for the construction to move forward. Greg May has been working on it for the last several weeks, so we are at a point to where we

can move forward. Mayor Justice called for additional questions or comments there being none motion passed. 5-0.

12. Pursuant to KRS 61.810, consider a request for closed session for the purpose of discussion economic development, legal and personnel issues.

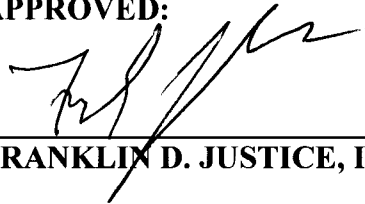
Commissioner Davis made to motion. Commissioner Chaney seconded the motion. Mayor Justice called for comments, there being none, motion passed. 5-0.

13. Commissioner Carter made the motion to re convene. Commissioner Coleman seconded the motion. Mayor called the session back into order.

14. There being no further business to come before the Commission, Commissioner Carter 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.

The next Regular Meeting of the City of Pikeville Board of Commissioners is July 14, 2014 at 6:00 p.m.

APPROVED:



FRANKLIN D. JUSTICE, II, MAYOR

ATTESTED:


REBECCA HAMILTON, CITY CLERK