

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
June 27, 2011 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, June 27, 2011. The meeting was held in the City Hall Conference Meeting Room located at 118 College 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: GENE DAVIS
 BARRY CHANEY
 DALLAS LAYNE
 JIMMY CARTER**

MAYOR: FRANKLIN D. JUSTICE, II

MINUTES

The minutes for the previous regular meeting held on June 13, 2011 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 Frank 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 \$178,440.23. Commissioner Davis made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for further discussion, there being none, motion passed unanimously. 5-0.

Consider a request to authorize payment and approve the submitted invoices #2011502 with Sirk & Company for \$500.00 & #1 with Vaughn & Melton Consulting Engineers for \$12,500.00. Commissioner Carter made a motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for comments, there being none, the motion passed unanimously. 5-0.

BIG SANDY AREA DEVELOPMENT DISTRICT

June 27, 2011 Regular Meeting

Brandon Montgomery was present for the Big Sandy Area Development. Mr. Montgomery had no updates for the commission.

CITY ENGINEER

Jody Hunt and Brett Fisher was present with Summit Engineering, Inc. and submitted a request to the commission for approval.

1. Consider request for discussion of a Pike University utility project request by Summit Engineering. Commissioner Carter made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments. City Manager adds that this is what was discussed in work session. Mayor Justice asked, "Which did you decide to do, the one that is more perpendicular or directly to it?" Commissioner Carter says the one that is more perpendicular across Elm Street. Mayor called for further comments, there being none the motion passed unanimously. 5-0.

CITY ATTORNEY

Russell Davis was present and had several items to read into record.

- 1. Consider 2nd reading and adoption of ordinance #0-2011-022 attempting to annex property on Island Creek consisting of approximately 757.29 acres. Mayor asked, "How many of you are in here from the right hand fork of Island Creek?" They all raised their hands. Then the Mayor asked, "Is there anybody in favor of being annexed by the City of Pikeville from the right hand fork of Island Creek?" Only one person raised their hand. Mayor says, "Ok then well you are out, sorry to bother you. The other two annexations are still in but the right fork is out." There were questions from the Island Creek residence about the boundaries of tracts one, two and three. Mayor Justice comments that the only reason that they included tract three in the first place is he was under the impression we had the funds to supply the area with cheaper utilities and at this time we do not have those funds to put them up there. Mayor Justice asked that the City Engineer take the residence into the conference room and address the questions and look at the maps with them.**
- 2. Consider a 2nd reading and adoption of ordinance #0-2011-023 amending the Fiscal 2010-2011 City Operating budget. Commissioner Chaney made a motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments, there being none, Mayor called roll call. Motion passed unanimously. 5-0.**

ORDINANCE AMENDING THE FISCAL BUDGET FOR THE 2010-2011 FISCAL YEAR

ORDINANCE NO. 0-2011-023

WHEREAS, certain additional information has come to the attention of the Finance Department which necessitates the amendment of the 2010-2011 fiscal year budget to reflect certain increases and decreases to revenues and expenditures.

NOW, THEREFORE be it ordained by the City of Pikeville that the fiscal budget for the 2010-2011 fiscal year is hereby amended to reflect an increase and or decrease of revenues and /or expenditures as reflected in the attached exhibit entitled "Budget Amendments".

The above ordinance was give first reading on June 13th, 2011.

The ordinance was given second reading on _____. The ordinance shall be in full force and effect immediately after it is passed and published as required by law.

Passed, this ____ day of _____, 2011.

Commissioner _____ moved the adoption of the foregoing ordinance. Commissioner _____ seconded the motion.

Upon roll call, the votes were as follows:

	<u>YES</u>	<u>NO</u>
FRANKLIN D. JUSTICE, II MAYOR	_____	_____
JAMES A. CARTER, COMMISSIONER	_____	_____
EUGENE W. DAVIS, COMMISSIONER	_____	_____
DALLAS LAYNE, COMMISSIONER	_____	_____
BARRY N. CHANEY, COMMISSIONER	_____	_____

The Mayor declared the within Ordinance adopted.

FRANKLIN D. JUSTICE, II, MAYOR

ATTEST:

CHRISTY BILLITER, CITY CLERK

- 3. Consider a 2nd reading and adoption of ordinance #0-2011-024 adopting the Fiscal 2011-2012 City of Pikeville Operating budget. Commissioner Chaney made a motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, Mayor called roll call. Motion passed unanimously. 5-0.**

AN ORDINANCE ADOPTING THE CITY OF PIKEVILLE, KENTUCKY ANNUAL BUDGET FOR THE FISCAL YEAR JULY 1, 2011 THROUGH JUNE 30, 2012, BY ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS FOR THE OPERATION OF CITY GOVERNMENT

ORDINANCE NO. 0-2011-024

WHEREAS, an annual budget proposal and message has been prepared and delivered to the City Commission; and

WHEREAS, the City Commission has reviewed such budget proposal and made necessary modifications.

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE CITY OF PIKEVILLE,

SECTION I: That the annual budget for the fiscal year beginning July 1, 2011 and ending June 30, 2012 is hereby adopted per Exhibit "A" attached.

SECTION II: That this ordinance shall be in effect on July 1, 2011.

The above ordinance was given first reading this 13th day of June, 2011. At Pikeville, Kentucky, this ordinance was given a second reading on the ___ day of _____, 2011.

Passed this ___ day of _____, 2011.

Commissioner _____ moved the adoption of the foregoing Ordinance.

Commissioner _____ seconded the motion.

Upon call of the roll, the votes were as follows;

	YES	NO
FRANKLIN D. JUSTICE, II MAYOR	___	___
JAMES A. CARTER, COMMISSIONER	___	___
EUGENE W. DAVIS, COMMISSIONER	___	___
DALLAS LAYNE, COMMISSIONER	___	___
BARRY CHANEY, COMMISSIONER	___	___

The Mayor declared the within Ordinance adopted.

FRANKLIN D. JUSTICE, II, MAYOR

ATTEST:

CHRISTY BILLITER, CITY CLERK

CITY MANAGER

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

- 1. Consider request to execute and approve an agreement between David Adams and the City of Pikeville as submitted for the purpose of installing a propane tank at the city radio tower site and to authorize the Mayor to sign said contract on behalf of the city. Commissioner Davis made the motion to adopt. Commissioner Chaney seconded the motion. Mayor called for further comments, there being none. Commissioner Carter abstained. Motion passed unanimously. 5-0.**
- 2. Consider a request to approve a Disaster Declaration for the event that occurred on 6-1-2011 and to allow the mayor to sign and execute said declaration on behalf of the City of Pikeville and its residents and businesses that may have been impacted by said event. Commissioner Layne made the**

- motion to approve. Commissioner Chaney seconded the motion. Mayor called for comments. City Manager comments that the purpose of this declaration is that there were houses that were damaged on Julius Avenue during this storm. We are wanting to team up with other counties that had similar damages. Mayor Justice called for further comments, there being none the motion passed. 5-0.
3. Consider a request to submit an application for the Kentucky Office of Homeland Security Grant for a generator for the city flood gate and to authorize the mayor to sign and execute said grant on behalf of the city for the amount of \$14,472. Commissioner Chaney made the motion. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none the motion passed unanimously. 5-0.
 4. Consider a request to authorize and execute a contract between the City of Pikeville and AEP and to authorize the Mayor to sign said contract on behalf of the City for power services for the East KY Expo Center. Commissioner Davis made the motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for comments. Mayor asked the City Manager, "What is this about?" City Manager answers that it is the power bill for the Expo Center and this is putting it in the Cities name. Mayor called for further comments, there being none the motion passed unanimously. 5-0.
 5. Consider a request to authorize and execute an agreement between the City of Pikeville and the Kentucky League of Cities Insurances Services General Insurance Trust as submitted for the City of Pikeville General Insurance and to authorize the Mayor to sign and execute said agreement on behalf of the City of Pikeville. Commissioner Layne made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments, there being none the motion passed unanimously. 5-0.
 6. Consider a request to authorize and execute a Declaration of Trust and Trust participation Agreement between the City of Pikeville and the Kentucky League of Cities Insurances Services General as submitted for the City of Pikeville Workers Compensation and to authorize the Mayor to sign and execute said agreement 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 the motion passed unanimously. 5-0.

City Manager Donovan Blackburn announced the consent items. Mayor Justice asked Chief Adkins if the Island Creek residence were finished asking questions. They moved from the conference room back to the meeting room to look at the maps.

7. Pursuant to KRS 61.810, consider request for closed session for discussion of economic development, legal and personnel issues. Commissioner Davis made the motion. Commissioner Carter seconded the motion. Mayor

- Justice called for discussion, there being none the motion passed unanimously. 5-0.
8. Commissioner Carter made the motion to re convene. Commissioner Chaney seconded the motion. Mayor Justice called for discussion, there being none the motion passed unanimously. 5-0. Mayor called the session back into order.
 9. There being no further business to come before the Commission, Commissioner Carter has made the motion to adjourn the meeting. Commissioner Chaney seconded the motion. Mayor Justice called for discussion, there being none the meeting was adjourned. 5-0

CONSENT ITEMS:

Annual Chamber Event July 15th 2011 at the Expo Center

City Manager will be on vacation the week of August 1st 2011

Christmas in July Event held on July 16th & 17th 2011

July 4th, events will begin at 6pm

July 8th, Muscle on Main block party at Mr. Gattis 6-10pm

July 9th, Muscle on Main 3-10 pm, Main Street

Commission Photo shoot will be held at the next commission meeting

The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is July 11, 2011 at 6:00 p.m.

APPROVED:

FRANKLIN D. JUSTICE, II, MAYOR

ATTESTED:

CHRISTY BILLITER, CITY CLERK

June 27, 2011 Regular Meeting