



City of Pikeville Commission Meeting Minutes

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
JUNE 12, 2023 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, June 12, 2023. The meeting was held in the City Hall Meeting Room located at 243 Main Street, Pikeville, Kentucky 41501.

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

PRESIDING OFFICER:
MAYOR JAMES A. CARTER

COMMISSIONERS:
ALLISON POWERS
PAT MCNAMEE
STEVE HARTSOCK

ABSENT:
BOB SHURTLEFF

The Pledge of Allegiance was recited by all in attendance

MINUTES

The minutes for the previous special meeting held on May 22, 2023 were in each Commissioner's agenda package. There being no additions or corrections, Commissioner Powers made the motion to approve the minutes as prepared. Commissioner McNamee seconded the motion. Mayor Carter called for discussion, there being none, the motion carried unanimously. 4-0

BUSINESS FROM THE FLOOR

Business recognitions were presented to Weddington Floral and Reynold's Produce by Lisa Sizemore, Business Retention and Expansion Manager.

Tammy Riley with the Pike County Health Department presented the commission with a health update. The update included grants awarded to the department give the community and students a variety of different health sessions.



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PAYMENT OF CITY BILLS

City Manager Philip Elswick requested the approval to pay city bills in the amount of \$1,667,086.87. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for discussion, there being none, the motion passed unanimously. 4-0

CITY ENGINEER

Brad Slone was present and submitted several requests to the Commission for approval.

1. Consider a request to authorize and approve issuance of an advertisement for Requests for Proposals for design services for the Cedar Creek Sewer Extension project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
2. Consider a request to authorize and approve submittal of an Encroachment Permit application to the Kentucky Transportation Cabinet in association with the Fire Station No. 2 project and grant the City Manager the authority to sign and execute any and all necessary documents. Commissioner Powers made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
3. Consider a request to award Palmer Engineering Proposal LA #1 for \$9,080.00, as submitted, for the Pauley & Seventh Street Pedestrian Bridges Phase 2 Repair Estimation project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Powers seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
4. Consider a request to award Palmer Engineering Proposal LA #2 for \$3,100.00, as submitted, for the Riverfill Parking Plan Design project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Hartsock made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
5. Consider a request to award Palmer Engineering Proposal LA #3 for \$9,330.00, as submitted, for the Baird Avenue Intersection Improvements and Traffic Simulation project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Powers made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
6. Consider a request to award Palmer Engineering Proposal LA #4 for \$2,000.00, as submitted, for the Appalachian Center for the Arts Parking project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Powers



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seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0

7. Consider a request to authorize and approve Boyd Asphalt Change Order No. 1 for \$7,145.00, as submitted, for the Burchett Way Connector project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Powers made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
8. Consider a request to authorize and approve payment of Boyd Asphalt Invoice Nos. 30 and 40 for \$38,739.50 and \$7,145.00, respectively, as submitted, for the Burchett Way Connector project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Hartsock made the motion to approve. Commissioner Powers seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
9. Consider a request to authorize and approve Chaney Lawn & Fence, Inc. Invoice No. 1021, as submitted, for \$29,200.00 for the Bob Amos Park Track Fence Replacement project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
10. Consider a request to authorize and approve an AEP Contribution in Aid of Construction Cost Agreement and Invoice No. 110-214349059, as submitted, for \$7,958.12 for the Fire Station No. 2 project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Powers made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
11. Consider a request to authorize and approve the following invoices and direct purchase orders, as submitted, for the Fire Station No. 2 project and grant the Mayor the authority to sign and execute any and all necessary documents:
 - Baird and Baird (Russell H. Davis, Jr.) - \$1,162.00;*
 - Dinsmore and Shohl, LLP - \$4,078.62;*
 - Urban Fabric PLLC Invoice No. 19019-5 - \$2,088.00;*
 - Rising Sun Developing, Inc. (DPO No. 1) - \$114,997.48;*
 - Rising Sun Developing, Inc. (DPO No. 2) - \$15,621.04; and*
 - Consulting Services, Inc. Invoice No. 18252 - \$1,125.00*

Commissioner Hartsock made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0

12. Consider a request to authorize and approve payment of Rising Sun Developing Company Pay Application No. 6, as submitted, for \$89,065.30 for the Fire Station No. 2 project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Hartsock made the motion to approve. Commissioner Powers seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
13. Consider a request to award a proposal to KVWV Traffic Control, Inc., as submitted, for \$3,300.00 for the Hambley Boulevard/Elm Street Crosswalk Installation project and grant the Mayor the authority to sign and execute any and



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- all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
14. Consider a request to authorize and approve payment of Commonwealth Building & Construction Company, Inc. Invoice No. 12954, as submitted, for \$60,000.00 for the City Hall Exterior Refurbishment and Window Repairs project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Powers made the motion approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
 15. Consider a request to authorize and approve payment of KVWV Traffic Control, Inc. Invoice No. 13207, as submitted, for \$750.00 for the traffic control during Hillbilly Days and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Hartsock made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
 16. Consider a request to authorize and approve H2O Construction Company, Inc. Change Order No. 1, as submitted, for \$10,890.00 for the Bob Amos Park Peach Orchard (Multi-Use) Trail Drainage and Resurfacing project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Hartsock made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
 17. Consider a request to authorize and approve H2O Construction Company, Inc. Invoice No. WO #489-720, as submitted, for \$102,680.00 for the Bob Amos Park Peach Orchard (Multi-Use) Trail Drainage and Resurfacing project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Powers made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
 18. Consider a request to authorize and approve Motorola Solution Transaction No. 8281631048, as submitted, for \$304,160.36 for the Public Safety Radio Improvement project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
 19. Consider a request to authorize and approve Elliott Contracting, Inc. Change Order No. 1, as submitted, for \$1,725.00 for the Overlook Events Center Audio – Visual Installation project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Powers seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
 20. Consider a request to authorize and approve Elliott Contracting, Inc. Pay Application No. 100299-2, as submitted, for \$1,725.00 for the Overlook Events Center Audio – Visual Installation project and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Hartsock made the motion to approve. Commissioner McNamee seconded the motion. Mayor



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Carter called for comments, there being none, the motion passed unanimously. 4-0

CITY ATTORNEY

City Attorney Russell Davis, was absent. City Manager Philip Elswick presented the Commission with the following ordinances:

1. Consider a first reading of Ordinance No. O-2023-06, as submitted, providing for the execution of emergency powers under KRS 39B.
2. Consider a first reading of Ordinance No. O-2023-07, as submitted, amending Sections 130.15 and 130.16 of the City of Pikeville Code of Ordinances related to weapons on City property.
3. Consider a first reading of Ordinance No. O-2023-08, as submitted, amending Sections 124.06 and 124.07 of the City of Pikeville Code of Ordinances related to hotel and restaurant incentives.
4. Consider a first reading of Ordinance No. O-2023-09, as submitted, amending the Fiscal Year 2022 – 2023 budget.
5. Consider a first reading of Ordinance No. O-2023-10, as submitted, adopting the Fiscal Year 2023 – 2024 budget.
6. Consider a first reading of Ordinance No. O-2023-11, as submitted, amending Section 36.72 of the City of Pikeville Code of Ordinances related to procurement.

CITY MANAGER

City Manager Philip Elswick presented the Commission with the following items for approval:

1. Consider a request to designate a 2012 Ford Escape (VIN No. 1FMCU0C72CKC79241) and a 2011 Jeep Patriot (VIN No. 1J4NF1GB3BD283663) as surplus property and grant the City Manager the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Powers seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
2. Consider a request to authorize and approve the Facility Use Agreement & Operating and Rental Policies, as submitted, for City owned property. Commissioner Hartsock made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
3. Consider a request to authorize and approve a Writer Contract, as submitted, with Larry Muhammad for development of a Spirits of Pikeville Past script related to Effie Waller Smith & Mary Elliott Flanery and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Powers made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0



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4. Consider a request to authorize and approve a Grant Agreement with the Commonwealth of Kentucky, Kentucky Heritage Council for \$12,000.00 for updating and developing a list of National Register of Historic Places nominations in Pikeville and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Hartsock made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comment, there being none, the motion passed unanimously. 4-0
5. Consider a request to authorize and approve an Agreement for Purchase, Sale, and Reconveyance of Commercial Real Estate with Brushy Development Corporation, as submitted, for property adjacent to Town Mountain Road and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Powers made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
6. Consider a request to authorize and approve submission of an application to American Electric Power through the Vertical Bridge portal for a lease agreement to allow colocation of the Public Safety Radio repeaters on the Bear Mountain radio tower and grant the Deputy City Manager of Operations the authority to sign and execute any and all necessary documents. Commissioner Hartsock made to motion to approve. Commissioner Powers seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
7. Consider a request to authorize and approve submittal of a T-Mobile Hometown grant application for renovation of the Appalachian Center for the Arts lobby and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
8. Pursuant to KRS 61.810, consider a request for closed session for the purpose of discussion of economic development, legal, and personnel issues. Commissioner Powers made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
9. Consider a request to reconvene the meeting out of closed session into regular session. Commissioner McNamee made the motion to approve. Commissioner Powers seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0
10. There being no further business to come before the Commission, Commissioner McNamee has made the motion to adjourn the meeting. Commissioner Hartsock seconded the motion. Mayor Carter called for discussion, there being none, the meeting was adjourned. 4-0.

EVENTS, ATTRACTIONS & CONSENT ITEMS:

Appalachian Wireless Arena

June 15 – We the Kingdom

June 24- Travis Tritt

June 30 – The Doobie Brother



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August 26 – Pikeville Comic & Toy Convention
September 11 – Lamb of God
September 14 – Hardy with Lainey Wilson
September 29 – John Pardi
September 30 – Pikeville Pride 2023
November 11 – Peppa Pig

Main Street Live

June 16
July 7 - Mid Life Crisis
July 21 - County Wide
August 4 - Bedford Band
August 18 - Johnny Pop Day
September 8 - The Jenkins Twins

Pikeville Tourism

June 15 – 17 – Mountain Grrl Experience
June 17 – Pikeville River Run
July 4 – Independence Day
September 15&16 – Moonshine, Music & Makers
October 20 – Firefighters' Ball
November 25 – January 1 – Winterfest
October 7 – Hoptoberfest

Main Street

June 13 – Mixology Class at the Shoppes
August 18 - Girls Night Out
September 30 – Hippie Fest & Retailgating
November 25 – Shop Small Saturday
December 8 – Girls Night Out

Appalachian Center for the Arts

June 16 – 18 – Into the Woods, Jr.
June 30 – July 1 – Disney's 101 Dalmatians Kids
July 21 – 22 – Disney's 101 Dalmatians Kids
August 4 – 13 – Hitchcock's 39 Steps
August 19 – Cuffs & Hoses Block Party
August 25 – Ed Bassmaster
September 28 – 30 – Rock of Ages, School Edition at the MAC
October 6 – 8 – Rock of Ages, School Edition at the APP
October 14 – Rocky Horror Pictureshow
October 21 – Deadball
December 8 – 17 – Charlie Brown Christmas

Health Initiatives Performances

September 8 – 10 – Every Brilliant Thing
November 11 – Knights of the Dinner Table



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5K and Bike Events

August 12 – Cuffs & Hoses 5K

Night Markets

July 7

August 4

September 8

Food Truck Fridays

July 7

July 21 August 4

August 18

September 8

The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is June 26, 2023 at 6:00 p.m.

Adopted this 21st day of June, 2023.

APPROVED: _____

JAMES A. CARTER, MAYOR

ATTESTED: _____

ROBBI BENTLEY, CITY CLERK