

MINUTES } CITY OF PIKEVILLE

At a regular meeting of the Board of Commissioners of the City of Pikeville Kentucky held on November 24, 1969 at 7:30 P.M. in City Hall, the following were present:

Mayor	W.C. Hambley, M.D.
Commissioner	Warren Keene
Commissioner	Kermit Sexton
Commissioner	Orville Clark

The Mayor stated that a suggested draft of Amended Articles of Incorporation of the Pikeville Kentucky Public Hospital Corporation had been prepared in order to facilitate the issuance of Bonds by the Corporation so that such bonds would be issued on a tax-exempt basis, by making certain changes in the Articles necessary to enable the Corporation to qualify as a tax-exempt organization within the meaning of the Internal Revenue code. He stated further that a Resolution of the Board of Commissioners of the City of Pikeville approving said Amended Articles of Incorporation had been prepared for consideration at this meeting. Thereupon, said Amended Articles were read by the clerk aloud to the Board of Commissioners in full, and said Resolution was also read by the clerk aloud to the Board of Commissioners in full said Resolution being as follows:

AR
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY
CITY OF PIKEVILLE, KENTUCKY, APPROVING AMENDED
ARTICLES OF INCORPORATION OF THE PIKEVILLE, KENTUCKY
KENTUCKY, PUBLIC HOSPITAL CORPORATION, AND
APPROVING THE MEMBERSHIP OF SAID CORPORATION:
AND EVIDENCING THE WILLINGNESS OF THE CITY TO
ACCEPT A RECONVEYANCE OF THE HOSPITAL PROPERTY
AFTER ALL BONDS ISSUED BY THE CORPORATION ARE RETIRED.

WHEREAS, the Pikeville, Kentucky, Public Hospital Corporation has previously been incorporated with the request and approval of the Board of Commissioners of the City of Pikeville, for the purpose of enabling the City to finance the cost (not otherwise provided) of the construction of a new addition to the Methodist Hospital in Pikeville, through the so-called "holding company" plan of financing, and

WHEREAS, it is considered advisable and necessary that the Articles of Incorporation of said Corporation be amended by the execution of proposed Amended Articles of Incorporation, completely rewriting the original Articles of Incorporation in order to enable the Corporation to qualify as a tax-exempt organization and thus be able to issue bonds as an agency of the City, as municipal bonds, and therefore exempt from all taxes, and

WHEREAS, it is now desired that this Board adopt a Resolution approving the proposed Amended Articles of Incorporation, which have been heretofore prepared and submitted to this Board.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF PIKEVILLE, KENTUCKY, AS FOLLOWS.

1. That the Articles of Incorporation of the Pikeville, Kentucky, Public Hospital Corporation shall be amended by the execution of proposed Amended Articles of Incorporation, completely rewriting the Articles of Incorporation of said Corporation as set out in the form of such "Amended Articles of Incorporation" tendered to, read to and approved by the Board of Commissioners of the City of Pikeville, and a copy of which Amended Articles of Incorporation is hereby ordered to be attached to the minutes of the meeting at which this Resolution is adopted and is made a part of this Resolution the same as if copied in full herein.

2. That the membership of said Corporation, viz., W. Ernest Elliott, E. Bruce Walters, John B. Dupuy, Jr., Henry D. Stratton and Edward L. Elder, which persons originally incorporated said Corporation and which persons are named as the members and Directors of the Corporation in the proposed Amended Articles of Incorporation, have been heretofore approved by this Board of Commissioners, and said parties are hereby approved as the members and Directors named in said Amended Articles of Incorporation, in order to enable said Corporation to serve as an agency of the City in connection with the issuance of bonds to finance the cost (not otherwise provided) of the construction of a new addition to the Methodist Hospital in Pikeville, through the so-called "holding company" plan of financing,

3. That the Board of Directors of the Pikeville, Kentucky, Public Hospital Corporation, be and the same is hereby requested to authorize, approve and arrange for the execution, filing and recordings of said Amended Articles of Incorporation.

4. That it is hereby agreed that as and when all bonds issued by said Corporation for the purpose of financing the cost (not otherwise provided) of the construction of the proposed new addition to said hospital, have been retired, whether through rentals payable by the City or otherwise, under which circumstances it will be required by instruments executed by the City and said property to

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Corporation as a part of the "holding company" plan of financing, that said property be reconveyed by the Corporation to the City, such reconveyance from the Corporation to the City will be accepted by the City, and all necessary terms and conditions so providing are hereby specifically approved within the meaning of Section 501 of the Internal Revenue Code.

5. That all resolutions or parts thereof in conflict herewith are hereby amended or repealed to the extent of such conflict.

6. That if any section, paragraph or clause of this Resolution is determined to be invalid by any court of competent jurisdiction, such invalidity shall not affect the validity of the remaining portion of this Resolution, and this Resolution shall take effect immediately upon its adoption and approval.

Adopted and approved on November 24, 1969.

CITY OF PIKEVILLE, KENTUCKY

By /s/W. C. Hambley, M. D.
Mayor

Attest:

/s/Charles L. Huffman, Jr.
City Clerk

CERTIFICATE

I, the duly qualified and acting City Clerk of the City of Pikeville, Kentucky, hereby certify that at a duly and properly held meeting of the Board of Commissioners of the City of Pikeville, Kentucky, held on November 24, 1969, at which a quorum was present, the foregoing Resolution was duly and regularly adopted and is now full force and effect.

Dated this December 4, 1969.

/s/Charles L. Huffman, Jr.
City Clerk, Pikeville, Kentucky

The Mayor stated that the Board of Commissioners could consider the adoption of said Resolution at this meeting without the necessity of said Resolution being given Two readings and remaining on file for a certain period prior to adoption. Thereupon, it was moved by Commissioner Warren Keene and seconded by Kermit Sexton that said Resolution be adopted, said motion having been reduced to writing and read in full, a vote was thereupon taken on the motion, and said motion was carried with the following vote:

Mayor:	W. C. Hambley, M. D.	yes
Commissioners:	Warren Keene	yes
	Kermit Sexton	yes
	Orville Clark	yes
	Harry Hobson	absent

Thereupon, the Mayor declared that said motion had carried and that said Resolution had been duly and regularly passed and adopted, and he ordered a copy of said Resolution and of the Amended Articles of Incorporation approved therein to be recorded in the official records of the City, that said Resolution be signed by the Mayor and the City Clerk and that a certified copy of said Resolution be delivered to the Secretary of the Pikeville, Kentucky, Public Hospital Corporation, with the request that appropriate action thereon be taken by the Board of Directors of said Corporation at its next meeting.

Thereupon, the Mayor stated that it was appropriate for the City to consider the formal approval of interim financing as set out in an "Interim Financing Ordinance" which had been prepared for consideration by the Board of Commissioners at this meeting, which Interim Financing Ordinance authorized Interim Financing to the extent of \$2,250,000 from three banks in Pikeville, Kentucky, for the purpose of financing the cost, not otherwise provided, of the construction of an addition to the Methodist Hospital in Pikeville, in anticipation of the issuance of Bonds by the Corporation in the amount of \$2,250,000 pursuant to the Loan Agreements between the City and the EDA and between the City and the DHUD.

Thereupon, the City Clerk presented to the Board of Commissioners and read aloud said Interim Financing Ordinance entitled as follows:

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AN ORDINANCE OF THE CITY OF PIKEVILLE, KENTUCKY, AUTHORIZING THE BORROWING OF MONEYS IN ANTICIPATION OF THE ISSUANCE BY THE PIKEVILLE, KENTUCKY, PUBLIC HOSPITAL CORPORATION ON BEHALF OF THE CITY OF PIKEVILLE, OF THE PIKEVILLE, KENTUCKY, PUBLIC HOSPITAL CORPORATION FIRST MORTGAGE REVENUE BONDS OF 1969, AND THE RECEIPT OF CERTAIN FEDERAL GRANTS ACCORDING TO THE CITY'S LOAN AND GRANT AGREEMENTS WITH THE UNITED STATES OF AMERICA ACTING THROUGH THE ECONOMIC DEVELOPMENT ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF COMMERCE AND ACTING THROUGH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: PROVIDING FOR THE CREATION OF A "CONSTRUCTION ACCOUNT" WHEREIN THERE SHALL BE DEPOSITED FROM TIME TO TIME MONEYS RECEIVED FROM ALL SOURCES FOR THE CONSTRUCTION OF AN ADDITION TO THE EXISTING METHODIST HOSPITAL IN PIKEVILLE, WHICH CONSTRUCTION IS INTENDED TO BE FINANCED THROUGH THE PROCEEDS OF SUCH BONDS AND GRANTS: AUTHORIZING THE EXECUTION AND DELIVERY OF PROMISSORY NOTES FROM TIME TO TIME IN EVIDENCE OF SUCH BORROWING; PLEDGING THE RE-PAYMENT OF SAID LOANS AND INTEREST THEREON FROM THE PROCEEDS OF SUCH BONDS AND GRANTS; DESIGNATING FINANCIAL INSTITUTIONS TO SERVE AS THE PAYING AGENTS IN CONNECTION WITH SUCH BONDS; PRESCRIBING CONDITIONS RELATING TO DISBURSEMENTS FROM THE CONSTRUCTION ACCOUNT: AND REQUESTING THE PIKEVILLE, KENTUCKY PUBLIC HOSPITAL CORPORATION TO ADOPT THE APPROPRIATE RESOLUTION CONSISTENT WITH THIS ORDINANCE.

A true copy of said Ordinance having been reduced to writing and having been read in open session, it was moved by Commissioner Warren Keene, which was motion seconded by Commissioner Kermit Sexton, that said Ordinance be placed on file for at least one week for public inspection as required by law. Said motion having been reduced to writing and read in full, a vote was taken on the motion, and said motion was carried with the following vote:

Yeas for the Motion

Mayor William C. Hambley
Commissioner Warren Keene
Commissioner Kermit Sexton
Commissioner Orville Clark

Nays against the Motion

NONE

Absent

Commissioner Harry Hobson

Thereupon, the Mayor declared that said motion had carried and he ordered that said Resolution be placed on file for at least one week for public inspection pursuant to KRS 89.590.

The Minutes of the Meeting, including the foregoing, were then read by the Clerk, and no corrections being found necessary, it was moved, seconded and unanimously carried that they be approved as read and ordered signed by the Mayor and the City Clerk. Thereupon, the Mayor and the City Clerk signed these Minutes with the approval of the members of the Board of Commissioners present when the Meeting was held.

The Mayor reported that the money for the Interim Financing covering the period from July 1, 1969 for 90 days under the authority of the letter of the Regional Office of H.U.D. has been substantially exhausted and that they had received another letter dated October 1, 1969 Granting an extension of an additional 60 days; that there is a need for additional \$18,000.00 to finance the administrative expenses under the authority of this 60 days extension for the November and December period. Commissioner Warren Keene moved such funds that are necessary to operate the Model City Agency pending the receipt of funds from the regional office of H.U.D. of the Federal Government for the operation of said agency or on a Monthly Basis not to exceed the additional sum of \$9,000.00 per month or a total of \$18,000.00 for two months beginning November 1, 1969 and further that Ray Purke, City Treasurer and Charlie Huffman, Jr. City Clerk are authorized to execute any and all promissory notes on behalf of the City of Pikeville, for the Model City Agency borrowing such funds as needed.

Commissioner Kermit Sexton seconded the motion. Upon roll call the vote was as follows.

Mayor:	W.C. Hambley	yes
Commissioner	Warren Keene	yes
Commissioner	Kermit Sexton	yes
Commissioner	Orville Clark	yes
Commissioner	Harry Hobson	Absent

The Mayor declared the Motion carried

Warren Keene made the motion to pay the following invoices

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American Meter Company	\$ 191.05
Banks - Baldwin Law PB. Co.	183.75
BIF	75.80
General Service & Blue & Gray	530.00
Ben Williamson Supply Co.	1,875.83
Big Sandy Wholesale Company	49.82
C.D. Jacobs	512.93
Childers & Venters	4.83
Cox Auto Parts	.59
C. & R. Office Supply	727.41
Campbell Oil & Tool Co.	22.70
Columbia Gas of Kentucky, Inc.	3,716.00
Chrisman Insurance	6,811.00
Eubank Hall & Associates	33.67
Elliott Huffman Grocery	2.34
East Kentucky Beverage Co.	46.50
East Kentucky Machine & Elec. Co.	23.34
Helton & Linton (CPA)	2,000.00
Johnson Brothers Limestone Co.	164.13
John Perry Co.	298.54
Kelsey Tire Co.	229.45
Keene Garage	110.06
Kentucky Power Co.	3,174.70
Lab-Tronics	109.55
Matthew Bender & Co., Inc.	37.50
Mayo Trail Tire Service	162.21
Norton Floral Co.	10.50
Pikeville College	149.28
Pike County Collieries	327.98
Pauley Lumber & Real Estate	361.92
Pike Automotive Supply	104.67
Pike County News (The)	394.25
Pikeville Clean Towel	578.65
Pikeville Womwell Co.	107.49
Superior Flowers, Inc.	47.70
Point Express, Inc.	7.15
Potter Motor Co., Inc.	151.46
Reynolds Body Co., Inc.	233.10
Standard Oil Co.	400.99
Southern Bell Telephone Co.	233.98
T. - D. Sporting Goods	36.33
Thompsons Sanitary Supply House, Inc.	78.63
Riley & Scott Gas Co.	1,966.69
T. E. Rogers & Sons	420.15
3 M Business Products Sales, Inc.	50.00
T.T. Colley (Tax Comm. Pike Co.)	1,817.54
W.W. Lindsey	5,222.80
Whizz Auto Parts, Inc.	-----99.18

\$34,111.49

Johnson Motor Co. 2,579.20
Big Sandy Area Development Council 542.50

TOTAL \$ 37,015.84

Orville Clark seconded the Motion and upon roll call the vote was as follows:

Mayor:	W.C. Hambley, M.D.	yes
Commissioner	Warren C. Keene	yes
Commissioner	Kermit Sexton	yes
Commissioner	Orville Clark	yes
Commissioner	Harry Hobson	Absent

The Motion Carried:

Warren Keene made the Motion to pay the following invoices for the Model Cities Agency .

Mrs. Lida H. Moore (Office rent 11/15-12/15/69)	225.00
South Central Bell Telephone Company (11/16/69 for office phone) includes \$54.34 installation charge.	262.66
A.B. Dick Company (Rental on Offset 11/20-12/20/69 Supplies)	151.14 8.85
C.&R. Office Supply Co.	238.40
2 file cabinets , supplies	12.14 250.54
Charlies Hardware (Garbage can)	3.57

TRAVEL

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Mary Lou Draughn (Frankfort on 11/17)	33.00
Mary Lou Draughn (Lexington 10/31)	36.35
Sue Pugh (Frankfort on 11/17)	71.20
Willis Reo Johns (Frankfort on 11/17)	33.00
Willis Reo Johns (Ashland on 11/13)	56.00
Willis Reo Johns (Jenny Wiley on 11/21)	8.36
William Turner (Cinn. to Frankfort on 11/17)	121.40
William Turner (Miami on 11/4)	103.00
	<u>\$ 712.31</u>
TOTAL	\$1,614.07
	<u>- 250.00</u>
	\$ 1,364.07

Orville Clark seconded the Motion and upon roll call the vote was as follows:

Mayor	W.C. Hambley, M.D.	yes
Commissioner	Warren Keene	yes
Commissioner	Kermit Sexton	yes
Commissioner	Orville Clark	yes
Commissioner	Harry Hobson	Absent

The Motion Carried:

There being no further Business to come before the Board, it was moved Seconded and unanimously carried that the Meeting be adjourned.

Approved

Mayor

Attest

City Clerk

Charles L. Hoffmann

W.C. Hambley M.D.

At a regular Meeting of the Board of Commissioners of The City of Pikeville, Kentucky held on December 8, 1969 at 7:30 PM. in City Hall, the following were present.

Mayor	W.C. Hambley, M.D.
Commissioner	Orville Clark
Commissioner	Harry Hobson
Commissioner	Warren Keene
Commissioner	Kermit Sexton

An ordinance known by its title as "AN ORDINANCE OF THE CITY OF PIKEVILLE KENTUCKY AUTHORIZING THE BORROWING OF MONEYS IN ANTICIPATION OF THE ISSUANCE BY THE PIKEVILLE, KENTUCKY, PUBLIC HOSPITAL CORPORATION ON BEHALF OF THE CITY OF PIKEVILLE, KENTUCKY, PUBLIC HOSPITAL CORPORATION FIRST MORTGAGE REVENUE BONDS OF 1969, AND THE RECEIPT OF CERTAIN FEDERAL GRANTS ACCORDING TO THE CITY'S LOAN AND GRANT AGREEMENTS WITH THE UNITED STATES OF AMERICA ACTING THROUGH THE ECONOMIC DEVELOPEMENT ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF COMMERCE AND ACTING THROUGH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPEMENT: PROVIDING FOR THE CREATION OF A " CONSTRUCTION ACCOUNT " WHEREIN THERE SHALL BE DEPOSITED FROM TIME TO TIME MONEYS RECIEVED FROM ALL SOURCES FOR THE CONSTRUCTION OF AN ADDITION TO THE EXISTING METHODIST HOSPITAL IN PIKEVILLE, WHICH CONSTRUCTION IS INTENDED TO BE FINANCED THROUGH THE PROCEEDS OF SUCH GRANTS AND BONDS: AUTHORIZING THE EXECUTION AND DELIVERY OF PROMISSORY NOTES FROM TIME TO TIME IN EVIDENCE OF SUCH BORROWING: PLEDGING REPAYMENT OF SAID LOANS AND INTEREST THEREON FROM THE PROCEEDS OF SUCH BONDS AND GRANTS: DESIGNATING FINANCIAL INSTITUTIONS TO SERVE AS THE PAYING AGENTS IN CONNECTION WITH SUCH BONDS: PRESCRIBING CONDITIONS RELATING TO DISBURSEMENTS FROM THE CONSTRUCTION ACCOUNT AND REQUESTING THE PIKEVILLE, KENTUCKY PUBLIC HOSPITAL CORPORATION TO ADOPT AN APPROPRIATE RESOLUTION CONSISTENT WITH THIS ORDINANCE WAS PRESENTED AND READ ALOUD TO THE BOARD. THE CITY CLERK STATED THAT SAID ORDINANCE HAD BEEN INTRODUCED IN OPEN SESSION AT THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS HELD ON NOVEMBER 24, 1969, THAT said ordinance had been placed on file by the City Clerk for Public inspection continuously since then in the completed form in which it was contemplated to be put upon its final passage, as required by KRS 89.590 and that it was appropriate to consider its enactment. Said Ordinance having been read in full again at this meeting. it was thereupon moved by Commissioner Harry Hobson, Which motion was seconded by Commissioner Kermit Sexton that said Ordinance be adopted at this time on its second reading. Said motion having been reduced to writing and having been read aloud to the Board of Commissioners, Upon a vote being taken, the result was as follows:

Mayor:	William C. Hambley, M. D.	yes
Commissioners:	Warren Keene	yes
	Kermit Sexton	yes
	Orville Clark	yes
	Harry Hobson	yes