

## MINUTES } CITY OF PIKEVILLE

Commissioner:	Frank Justice	yes
Commissioner:	Warren Keene	yes
Commissioner:	Kermit Sexton	yes
Mayor:	W.C. Hambley	yes

The Mayor declared the appointed carried.

The Minutes were read up to date, there being no changes or corrections, the Mayor declared the Minutes approved as read.

Motion was then made by Commissioner Warren Keene to adjourn, and this was seconded by Commissioner Kermit Sexton and upon roll call the vote was as follows:

Commissioner:	Frank Justice	yes
Commissioner:	Warren Keene	yes
Commissioner:	Kermit Sexton	yes
Mayor:	W.C. Hambley	yes

The Mayor declared the meeting adjourned.

*W.C. Hambley*  
APPROVED: W.C. Hambley MAYOR

*Charles L. Huffman, Jr.*  
ATTEST: CITY CLERK  
CHARLES L. HUFFMAN, JR.

At a regular meeting of the Board of Commissioners held on December 27, 1971 at 7:30 P.M. in City Hall, at Pikeville, Kentucky the following were present.

Commissioner:	Kermit Sexton	yes
	Warren Keene	
	Frank Justice	
Mayor:	W.C. Hambley	

The meeting began with the following discussion, City Manager, Ike Hall, reported to the Commission that he had reviewed the water line at the hospital and he had contacted Mr. Harold D. Blackburn at Prestonsburg, Kentucky to see if he would lay the water line for the Hospital, after some discussion motion was made by Commissioner Frank Justice to have the City to enter into a contract with Mr. Blackburn to do this work, this motion was seconded by Commissioner Kermit Sexton,

Commissioner:	Kermit Sexton	yes
Commissioner:	Frank Justice	yes
Commissioner:	Kermit Sexton	yes
Mayor:	W.C. Hambley;	yes

Mr. Hall stated that this was an emergency and he would contact Mr. Blackburn about this job and get started right away.

The following Ordinance was then presented to the commission, second reading.

ORDINANCE

AN ORDINANCE TO AMEND THE OCCUPATIONAL LICENSE FEE ORDINANCE OF THE CITY OF PIKEVILLE PASSED MAY 14, 1962 AND AMENDED JUNE 11, 1962, AND JUNE 30, 1962 BY INCREASING THE LICENSE RATE FROM ONE PER CENT TO ONE AND ONE HALF PERCENT IN EVERY INSTANCE AND PROVIDING THE PURPOSE OF THE INCREASE AND THE EFFECTIVE DATE THEREOF.

Motion was made by Commissioner Kermit Sexton to adopt the foregoing and this was seconded by Commissioner Frank Justice upon roll call the vote was as follows:



## MINUTES } CITY OF PIKEVILLE

Commissioner: Frank Justice	yes
Commissioner: Warren Keene	yes
Commissioner: Kermit Sexton	yes
Mayor: W.C. Hambley	yes

The Mayor declared the motion carried.

The following Ordinance was presented to the Commission.

AN ORDINANCE TO PROVIDE FOR A COMMUNITY DEVELOPMENT CAPITAL FUND WITH WHICH TO MEET THE PARTICIPATION CAPITAL CONTRIBUTION REQUIRED IN CONNECTION WITH URBAN RENEWAL PUBLIC HOUSING AND WATER, AND SEWER AND ANY OTHER MODEL CITY PROGRAMS OR PROJECTS.

This Ordinance was read and placed on file for one week.

The following Agreement was read by the Mayor to the Commission.

AGREEMENT BETWEEN THE UNITED STATES OF AMERICA AND THE CITY OF PIKEVILLE, KENTUCKY FOR LOCAL COOPERATION IN CONNECTION WITH THE PIKEVILLE MODEL CITY PROGRAM.

THIS AGREEMENT, entered into this 27th day of December 1971 by and between the UNITED STATES OF AMERICA, (hereinafter called Government) represented by the Contracting Officer executing this agreement, and the City of Pikeville, Kentucky acting by and through the Mayor and Commissioners of the City of Pikeville, Kentucky (hereinafter called Pikeville").

WITNESSETH THAT:, WHEREAS, Construction of the Pikeville Model City Project was authorized by Section 202 of the Flood Control Act of 1970, approved December 31, 1970, Public Law 91-611, and

WHEREAS, Pikeville hereby represents that it has the authority and capability to furnish the non-Federal cooperation required by the Federal cooperation required by the Federal legislation authorizing the project and by other applicable law; NOW THEREFORE, the parties agree to follows:

- (1) Pikeville agrees that, if the GOVERNMENT shall commence construction of the Pikeville Model City project substantially in accordance with legislation authorizing the project, Section 202, Public Law 91-611, approved December 1970, Pikeville shall, in consideration of the Government commencing construction of the project, fulfill the requirements of non-Federal co-operation specified in such legislation and other pertinent statutes, to-wit:
  - a. Provide without cost to the United States all lands, easements and rights of way necessary for construction of the project.
  - b. Hold and save the United States free from damages due to the construction works.
  - c. Maintain and operate the work after completion in accordance with regulations prescribed by the Secretary of the Army.
  - d. Provide without cost to the United States all utility alternation or relocations.
  - e. Provide, as required by Section 210, Title II of Public Law 91-646, 84 Stat.1894.
    - (1) fair and reasonable relocation payments and assistance to and / or for displaced persons as set forth in Section 202, 203, and 204, of said Title II.
    - (2) relocation assistance as described in Section 205, Title II, to such displaced persons,
    - (3) that within a reasonable period of time prior to displacement, decent, safe, and sanitary replacement dwellings are available to such displaced persons in accordance with the provisions of Section 205, (c) (3) of said Title II:
  - f. It will be guided to the greatest extent practicable under states law, in acquiring real property and interests, therein, by the land acquisition policies set forth in Sections 301, and 302, of Title III of said Public Law, and that it will reimburse property owners for necessary expenses as specified in Sections 303, 304, of said Title III.

(2) Pikeville hereby gives the Government, its employees, agents and contractors a right to enter upon all lands which Pikeville owns and controls, including streets highways, thoroughfares, alleys and roads, as may be necessary or convenient in connection with the construction of the project.

(3) Pikeville hereby gives the Government a right to enter upon, at reasonable times and in a reasonable manner, lands which Pikeville owns or controls, for access to the project for the purpose of inspection and for the purpose of completing operating repairing and maintaining the project, if such inspection shows that Pikeville for any reason is failing to complete, operate, repair, and /or maintain the project in accordance with the agreement and assurance herein set forth and has persisted in such failures after reasonable notice in writing by the Government delivered to the Mayor, or other chief executive, of the City of Pikeville, Kentucky. No completion, operation, repair and/ or maintenance of the project by the Government in such events, shall operate to relieve Pikeville of responsibility to meet its obligations as set forth in paragraph 1 of this agreement, or to preclude the Government from pursuing any other remedy at law or equity.

(4) this agreement is subject to the approval of the Secretary of the Army. In WITNESS WHEREOF, the parties hereto have executed this contract as of the day and year first above written.

After Mayor Hambley read the agreement to the Board the following Resolution was presented to the Commission.

RESOLUTION



## MINUTES } CITY OF PIKEVILLE

BY THE BOARD OF COMMISSIONERS OF THE CITY OF PIKEVILLE, KENTUCKY AUTHORIZING AND APPROVING A CONTRACT BETWEEN THE CITY OF PIKEVILLE AND THE UNITED STATES OF AMERICA WHEREIN THE CITY OF PIKEVILLE AGREES TO COOPERATE WITH THE UNITED STATES OF AMERICA IN THE CONSTRUCTION OF PIKEVILLE MODEL CITY PROJECT.

WHEREAS, Section 202 of the Flood Control Act of 1970, Public Law 91-611, approved December 31, 1971 authorized construction of the Pikeville Model City project provided non-Federal cooperation is furnished by a legally constituted public body as required by said Act, and

WHEREAS, the City of Pikeville, Kentucky is a body politic and corporate with authority and capability to furnish non-federal cooperation required by said Act and

WHEREAS, the City of Pikeville, Kentucky desires to cooperate with the United States in the construction of the project to the extent provided in the hereinafter described agreement.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF PIKEVILLE KENTUCKY:

(1) That the City of Pikeville, Kentucky cooperate with the United States of America in the construction of the Pikeville Model City project, authorized by Section 202 of the Flood Control Act of 1970, Public Law 91-611, approved 31 December 1971, and provide such non-Federal cooperation as is set forth in that certain contract titled "Agreement between the United States of America and the City of Pikeville, Kentucky for Local Cooperation in Connection with the Pikeville Model City Project," a copy of which is attached hereto and made a part hereof.

(2) that, in furtherance thereof, the Board of Commissioners are authorized and directed to execute this said agreement which is subject to the approval of the Secretary of the Army, for and on behalf of the City of Pikeville, Kentucky and the Mayor of the City of Pikeville is further authorized and directed to sign and execute all further instruments and papers which may be necessary or convenient in connection with the contract herein authorized and approved.

(3) this resolution shall be further effective after passage and publication as may be required by KRS 424.110 thru 424.370.

Adopted the 27 day of December 1971

Motion was made by Commissioner Frank Justice to adopt the foregoing and this was seconded by Commissioner Kermit Sexton and upon roll call the vote was as follows:

Commissioner:	Frank Justice	yes
Commissioner:	Kermit Sexton	yes
Commissioner:	Warren Keene	yes
Mayor:	W.C. Hambley	yes

The Mayor declared the following adopted.

Mayor Hambley read a letter from Dupree and Company, Inc. concerning the proposed financing of your part of Urban renewal's participation in the proposed highway river, railroad, cut at Pikeville.

after reading of the letter Mayor Hambley then presented to the Commission a Resolution from Dupree and Company, as follows:

#### RESOLUTION

WHEREAS, the City of Pikeville, Kentucky, (hereinafter referred to as the "City") has, for an extended period of time, planned and considered a major construction program for the use and benefit of its citizens; and  
WHEREAS, the City has or will enter into agreements with various governmental agencies for participation in projects as follows:

(a) With the U.S. Department of Housing and Urban Development for the relocation of the C. & O. Railroad and the redevelopment of the railroad right-of-way and SPECIFIED properties such development to be accomplished through the City's Urban Renewal and Community Action Agency.

(b) with the U.S. Army Corps of Engineers for the re-channeling of the Louisa Fork of the Big Sandy River, and

(c) with the Kentucky Department of Highways for the relocation of U.S. Highways 119, 23 and 460; and

WHEREAS, the City's participation in the costs of the above-described projects is estimated at \$1,200,000; and

WHEREAS, the City does not have sufficient funds to initiate the projects and needs to arrange for interim financing and/or issuance of bonds to provide such funding and;

WHEREAS, the City desires to retain a Fiscal Agent to perform the functions customarily performed by Fiscal Agents with respect to the issuance of municipal bonds,

Therefore the City Commission authorizes the Mayor to sign the following contract.

NOW, THEREFORE, the following proposal is presented to the City by Dupree and Company, INC. a licensed Municipal Bond Dealer with offices in the City of Lexington, Kentucky (hereinafter referred to as the "Fiscal Agent")

After Mayor Hambley read the above, the following Resolution was then presented to the Commission.

RESOLUTION COMMITTING THE CITY OF PIKEVILLE TO EXECUTE THREE CONTRACTS TO FURTHER COMPLETION OF THE URBAN RENEWAL RELOCATION PLAN, AND COMMITTING THE CITY OF PIKEVILLE TO THE SAME.



## MINUTES } CITY OF PIKEVILLE

The City Commission of the City of Pikeville, referred to herein as a City has for an extended period of time, planned and considered a major construction program for the use and benefit of its citizens. Further, the City Commission has or should enter into agreement with various governmental agencies for participating in the below stated projects.

Further, the City's participating in the cost of the above described projects is estimated at \$1,200,000.00

Further, the City does not have sufficient funds to institute the projects and the City needs to arrange for interim financing and or issuance of bonds to provide such findings

Further, the City shall retain a fiscal agent to perform the functions customarily performed by a fiscal agent, regarding issuance of Municipal Bonds.

THEREFORE THE CITY COMMISSION OF THE CITY OF PIKEVILLE HEREBY RESOLVES THAT:

(1) the Mayor of the City of Pikeville is hereby authorized to enter into a contract in behalf of the City of Pikeville with Dupree and Company Incorporated a licensed municipal bond dealer with its principal place of business in Lexington, Fayette County, Kentucky according to terms and conditions set out below. Further that the Mayor is authorized to enter into a contract for the behalf of the City of Pikeville, said contract to contain the below terms and conditions and the Mayor is authorized to enter into a contract altering these terms.

(2) that said terms and conditions of this contract are laid out and for specification in Attachment "A" to this resolution and said Attachment "A" is incorporated into this resolution.

(3) an emergency exists, therefore, this resolution shall be in full force and effect immediately upon passage and approval of this commission.

at pikeville, pike county, kentucky, this the 27th day of December 1971.

Motion was made by Commissioner Kermit Sexton to adopt the foregoing and this was seconded by Commissioner Frank Justice and upon roll call the vote was as follows:

Commissioner:	Frank Justice	yes
	Warren Keene	yes
	Kermit Sexton	yes
Mayor:	W.C. Hambley	yes

The Mayor declared the above adopted.

The following Annexation Ordinance was presented to the Commission.

AN ORDINANCE AUTHORIZING THE ANNEXING OF PROPERTY PRESENTLY KNOWN AS THE AIRPORT PROPERTY AND ALSO INCLUDING PROPERTY RECENTLY ACQUIRED BY THE CITY OF PIKEVILLE KNOWN AS THE HAGAN KINZER AND VANHOOSE PROPERTIES AND AN ORDINANCE APPROVING THE ZONING OF THE SAME AREA.

After reading of the above annexation, commissioner's decided to hold action on this till a later date.

The following Ordinance was presented.

A ORDINANCE PROHIBITING CITY OFFICERS FROM DOING BUSINESS WITH THE CITY OF PIKE- AND FROM CONTRACTING WITH THE CITY OF PIKEVILLE AS SET FORTH IN KRS- 61.270

Motion was made by Commissioner Frank Justice to adopt the foregoing and this was seconded by Commissioner Kermit Sexton and upon roll call the vote was as follows:

Commissioner:	Frank Justice	yes
	Warren Keene	yes
	Kermit Sexton	yes
Mayor:	W.C. Hambley	yes

The Mayor declared the motion carried.

The following request was presented to the Commission from J.O. Miller Director of Demonstration Classroom.

1. \$209.61 from other to equipment
2. \$766.44 from salaries to equipment
3. \$1,140.42 from Travel to equipment
4. \$300.00 from contract and consultants to equipment

Mr. Miller stated he would requisition needed equipment totaling as close as possible the remainder of the fund, \$3,356.00.

Motion was made by Commissioner Kermit Sexton to accept these changes and this was seconded by Commissioner Frank Justice and upon roll call the vote was as follows:



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Commissioner:	Frank Justice	yes
Commissioner:	Warren Keene	yes
Commissioner:	Kermit Sexton	yes
Mayor:	W.C. Hambley	yes

The Mayor declared the motion carried.

Motion was made by Commissioner Warren Keene to pay invoices for the amount of \$49,334.80 there were two exceptions in these invoices.

1. Citizens Bank of Pikeville.....\$1,021.72
2. Lyle Construction Co..... 192.06

Commission decided to hold these till the matter of interest was settled. Motion was seconded by Commissioner Kermit Sexton and upon roll call the vote was as follows:

Commissioner:	Frank Justice	yes
	Warren Keene	yes
	Kermit Sexton	yes
Mayor:	W.C. Hambley	yes

The Mayor declared the motion carried.

Invoices for Model Cities were presented for payment for the amount of \$30,594.09 motion was made by commissioner Frank Justice to pay this amount and this was seconded by Commissioner Kermit Sexton and upon roll call the vote was as follows:

Invoice for Johnson Bros. Const. Co  
was held out for \$1,000.00 till  
repairs were completed.

Commissioner:	Frank Justice	yes
Commissioner:	Warren Keene	yes
Commissioner:	Kermit Sexton	yes
Mayor:	W.C. Hambley	yes

The Mayor declared the motion carried.

Motion was made by Commissioner Warren Keene to pay Invoices for the amount of \$9,277.88 for the Model Cities Activity Center, and seconded by Commissioner Kermit Sexton and upon roll call the vote was as follows:

Commissioner:	Frank Justice	yes
	Warren Keene	yes
	Kermit Sexton	yes
Mayor:	W.C. Hambley	yes

City Manager Ike Hall presented for City of Pikeville invoices for Temporary relocation for the amount of \$17,744.97.

Motion was made by Commissioner Frank Justice to pay this amount and this was seconded by Commissioner Kermit Sexton and upon roll call the vote was as follows:

Commissioner:	Frank Justice	yes
	Warren Keene	yes
	Kermit Sexton	yes
Mayor:	W.C. Hambley	yes

The Mayor declared the motion carried.

William Turner Jr, Director of Model Cities requested a increase in pay for Mr. Moore, Fiscal Officer at the Model Cities, making his salary \$1000.00 per month, to be retroactive on December 15, 1971.

Motion was made by Commissioner Kermit Sexton to increase this salary and this was seconded by Commissioner Warren Keene and upon roll call the vote was as follows:

Commissioner:	Frank Justice	yes
	Warren Keene	yes
	Kermit Sexton	yes
Mayor:	W.C. Hambley	yes

The Mayor declared the motion carried.

Fiscal Officer Burl T. Moore of the Model Cities office requested change line items for the Model Cities Activity center, for the Park, Changes are to be as follows:

1. \$631.00 from personnel to other
2. \$150.00 from travel to other
3. \$600.00 from space to other
4. \$64.32 from consumable suppliers to other
5. \$2967.49 from rental lease or purchase of equipment to other

Motion was made by Commissioner Frank Justice to approve these changes and this was seconded by Commissioner Kermit Sexton and upon roll call the vote was as follows:

Commissioner:	Frank Justice	yes
Commissioner:	Warren Keene	yes
Commissioner:	Kermit Sexton	yes
Mayor:	W.C. Hambley	yes



## MINUTES } CITY OF PIKEVILLE

The Mayor declared the motion carried.

City Manager, Ike Hall brought before the Commission the need to place the trailers that were purchased for relocation in a suitable place so the people can get moved after some discussion motion was made by Commission to move the trailers on Bank street on the Huffman property, till a suitable location is found.

Motion was then made by Commissioner Warren Keene to adjourn and this was seconded by Commissioner Kermit Sexton and upon roll call the vote was as follows:

Commissioner:	Frank Justice	yes
Commissioner:	Warren Keene	yes
Commissioner:	Kermit Sexton	yes
Mayor:	W.C. Hambley	yes

The Mayor declared the motion carried.

There being no further business the mayor declared the meeting adjourned.

W.C. Hambley  
APPROVED: MAYOR. W.C. HAMBLEY

Charles L Huffman Jr.  
ATTEST: CITY CLERK CHARLES L HUFFMAN, JR

At a special meeting of the Board of Commissioners held on December 28, 1971 at 8:00P.M. in City Hall at Pikeville, Kentucky the following were present.

Commissioner:	Warren Keene
	Frank Justice
	Kermit Sexton
Mayor:	W.C. Hambley

Special Meeting Notice reads as follows:

You are hereby called to meet in special session at City Hall at 8:00 P.M. on December 28, 1971 for the following purposes:

1. hearing to enact zoning for the City of Pikeville.

s/ W.C. Hambley	Mayor
s/ Kermit Sexton	Commissioner
s/ Warren Keene	Commissioner

I, Bob May chief of police of the city of pikeville kentucky do hereby certify that on December 27th 1971 I served in the manner provided by law upon each of the members of said Board of Commissioners named in the foregoing Notice of Special Meeting a true and correct copy of the foregoing Notice.

This 27th day of December  
1971 Chief of Police  
By s/Bob May

I hereby acknowledge receipt of copy of the foregoing notice of special meeting of the Board of Commissioner of the City of Pikeville Kentucky to be held December 28, 1971 at City Hall in Pikeville, Kentucky.

s/ Kermit Sexton
s/ Warren Keene
s/ Frank Justice

The meeting began with the following motion made by Commissioner Warren Keene to