

## MINUTES } CITY OF PIKEVILLE

MINUTES - JUNE 11, 1973

At a regular meeting of the Board of Commissioners of the City of Pikeville, Kentucky, held in City Hall on June 11, 1973, at 7:30 P.M., the following members were present:

COMMISSIONERS: Robert Amos, Jr.  
W. E. Butcher  
MAYOR: W. C. Hambley

The meeting was called to order at 7:40 P.M.

The first item of discussion was the reading of the following resolution:

R-73-15

**RESOLUTION APPROVING DECLARATION OF TRUST WITH THE  
UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

WHEREAS, the United States Department of Housing and Urban Development furnished financing for the purchase of that certain property known as the Ball Park Property in the City of Pikeville, and

WHEREAS, there are certain requirements set forth in the applicable provisions of the Federal Law in regard to such Federal grants, and

WHEREAS, it is necessary in order to comply with these applicable provisions and requirements of the Federal Law that a Declaration of Trust be made in regard to the said property,

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Pikeville that the Declaration of Trust be made in regard to the said property, a copy of which is attached hereto and marked Exhibit "A" for identification and incorporated as a part hereof, be and it hereby is approved and Mayor W. C. Hambley is hereby authorized to execute the same on behalf of the City of Pikeville, Kentucky.

An emergency is declared to exist in regard to this Resolution and the same shall be in full force and effect immediately upon subscription and approval by this Commission.

At Pikeville, Pike County, Kentucky, this 11th day of June, 1973.

The Mayor declared the Resolution adopted.

/s/ W. C. Hambley, M. D.  
W. C. HAMBLEY, M. D.  
MAYOR

ATTEST:

/s/ Charles L. Huffman, Jr.  
CHARLES L. HUFFMAN, JR.  
CLERK

Commissioner Robert Amos, Jr., made the motion to approve the above resolution. Commissioner W. E. Butcher seconded the motion. Upon roll call, the vote was as follows:

COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W. E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

\* Declaration of Trust referred to as "Exhibit A" on file in City Clerk's Office.

A second resolution was presented:

R-73-16

**RESOLUTION APPROVING CONTRACT WITH THE URBAN RENEWAL  
AND COMMUNITY DEVELOPMENT AGENCY OF THE CITY OF  
PIKEVILLE FOR SERVICES**

WHEREAS, the City of Pikeville, Kentucky has undertaken the so called "Cut Through Project", and

WHEREAS, it is necessary to secure the services of the Urban Renewal and Community Development Agency in connection with the appraisals, negotiations and purchase of the necessary right of way for the said "Cut Through Project",



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NOW THEREFORE, be it resolved by the Board of Commissioners of the City of Pikeville, Kentucky, that certain contract for services with the Urban Renewal and Community Development Agency of the City of Pikeville, Kentucky, a copy of which is attached hereto and made a part hereof by reference and marked Exhibit "A" for identification, be and it hereby is approved and the Mayor is authorized to execute the same on behalf of the City of Pikeville, Kentucky

An emergency is declared to exist in regard to this Resolution and the same shall be in full force and effect immediately upon subscription and approval by this Commission.

At Pikeville, Pike County, Kentucky, this 11th day of June, 1973.

The Mayor declared the Resolution adopted.

/s/ W. C. Hambley, M. D.  
W. C. HAMBLEY, M. D. MAYOR

ATTEST:

/s/ Charles L. Huffman, Jr.  
CHARLES L. HUFFMAN, JR.  
CITY CLERK

\* Contract referred to in the above resolution as Exhibit "A" on file in City Clerk's Office.

Commissioner Robert Amos, Jr., moved the adoption of the foregoing resolution. Commissioner W. E. Butcher seconded the motion. Upon roll call, the vote was as follows:

COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W. E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

A third resolution was presented and read entitled:

R-73-17

**RESOLUTION AUTHORIZING INTERIM FINANCING FOR PURCHASE OF CERTAIN PROPERTY IN CUT THROUGH PROJECT**

WHEREAS, it appears that the City of Pikeville has heretofore entered into a option to purchase from Pike County Property commonly referred to as "Poor Farm Hollow", and

WHEREAS, the purchase price thereof is Two Hundred Seventy Five Thousand (\$275,000.00) Dollars and it is necessary to exercise said option as the option period is about to expire, and

WHEREAS, it is necessary to arrange interim financing for the purchase thereof,

NOW THEREFORE be it resolved that the Mayor and City Clerk be and they hereby are authorized and directed to arrange interim financing for the purchase of the Poor Farm Hollow from Pike County, Kentucky, including the execution of a promissory note for said amount, pursuant to the terms of that certain Option Agreement entered into by and between the City of Pikeville and Pike County, Kentucky heretofore. Said interim financing not to exceed the amount of \$275,000.00 nor any note executed pursuant thereto to be for more than 120 days. Said indebtedness to be repaid from the right of way acquisition account for the Cut Through Project.

An emergency is declared to exist in regard to this Resolution and the same shall be in full force and effect immediately upon subscription and approval by this Commission.

At Pikeville, Pike County, Kentucky, this 11th day of June, 1973.

The Mayor declared the Resolution adopted.

ATTEST:

/s/ Charles L. Huffman, Jr.  
CHARLES L. HUFFMAN, JR.  
CITY CLERK

/s/ W. C. Hambley, M. D.  
W. C. HAMBLEY, M. D. MAYOR



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Commissioner Robert Amos, Jr., made the motion to adopt the foregoing. Commissioner W. E. Butcher seconded the motion. Upon roll call, the vote was as follows:

COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W. E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

Mayor Hambley read an ordinance numbered and entitled:

73-15-0

AN ORDINANCE FIXING A TAX LEVY RATE ON REAL AND TANGIBLE PERSONAL PROPERTY, FRANCHISES, BANK SHARES AND LEVYING A POLL TAX, ALL FOR GENERAL OPERATING EXPENSE PURPOSES AND PROVIDING FOR A DISCOUNT ON ALL TAXES IF PAID ON OR BEFORE NOVEMBER 1ST AND A PENALTY IF NOT PAID BY DECEMBER 31ST

\* Ordinance on file in Ordinance Book 2 in the City Clerk's Office.

Commissioner W. E. Butcher moved the adoption of the foregoing ordinance. Commissioner Robert Amos, Jr., seconded the motion. Upon roll call, the vote was as follows:

COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W. E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

Bids were opened on replacing the sidewalks around the Courthouse. The only bid received was from B.P. Bogardus in the amount of \$8,970.00 for Barb Construction, Inc.

\* Bid on file in City Clerk's Office.

Commissioner W. E. Butcher made the motion to accept this bid. Commissioner Robert Amos, Jr., seconded the motion. Upon roll call, the vote was as follows:

COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W. E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

\*Mayor Hambley noted that this is part of an agreement that the City entered into the 22nd day of May by Resolution R-72-38 on file in Minute Book 2 in the City Clerk's Office.

A bid was opened for one portable welding machine. This bid was from Hayes Metal Company in the amount of \$101.00, and was the only bid received. Commissioner Robert Amos, Jr., made the motion to accept this bid. Commissioner W. E. Butcher seconded the motion. Upon roll call, the vote was as follows:

COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W. E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

Partial Pay Estimate Number 1 for Philpot Welding in the amount of \$15,300.00 was presented. The signature of the Field Engineer, Carl Harmon, was not on the estimate. After discussing the same, Commissioner Robert Amos, Jr., made the motion to pay the above estimate contingent on approval by the Field Engineer. Commissioner W. E. Butcher seconded the motion. Upon roll call, the vote was as follows:

COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W. E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

Partial Pay Estimate Number 5 was presented by Tri-State Construction Company in the amount of \$13,649.40. Mayor Hambley said this is all of Tri-State's Payment except 10% of the original contract costs. Commissioner Robert Amos, Jr., made the motion to approve payment of this estimate. Commissioner W. E. Butcher seconded the motion. Upon roll call, the vote was as follows:



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COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W. E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

Partial Pay Estimate Number 6 was presented by **Mays Construction Company** in the amount of **\$64,529.27**. Commissioner Robert Amos, Jr., made the motion to pay this amount. Commissioner W. E. Butcher seconded the motion. Upon roll call, the vote was as follows:

COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W. E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

City Attorney Marrs Allen May informed the Commission that a rate hearing before the Public Service Commission was set for Monday, June 18, 1973. This is in regard to the gas rates charged by Columbia Gas.

The Commission discussed the rates charged by Roberts & Holcomb Enterprises. Commissioner Amos said he did not feel that the City should go on paying this high rate without first negotiating. Commissioner Amos and other members of the Commission instructed Manager Shortt to set up a meeting and agree on a set rate rather than to continue paying this high rate.

At the same time, the Commission discussed the proposed increase by **Riley & Scott** on the City Park Well and the Yost Well. Commissioner Robert Amos, Jr., made the motion to authorize the City Attorney to negotiate with Riley & Scott to see what price they can arrive at under \$.45. Commissioner W.E. Butcher seconded the motion. Upon roll call, the vote was as follows:

COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W. E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

A list of delinquent utility bills was presented. Commissioner Robert Amos, Jr., made the motion that the City Attorney take action to collect all utility bills of \$50.00 or more that were on the list submitted. **(List on file in City Clerk's Office)**. Commissioner W. E. Butcher seconded the motion. Upon roll call, the vote was as follows:

COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W. E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

Commissioner Amos said Herman West of Ferguson Creek would not sign an easement for the water and sewer to go through his property. Mayor Hambley said he would negotiate with Mr. West on this easement.

Commissioner Amos said there would have to be five condemnations on Fairview. The following names were listed:

1. Eddie Layne
2. Ostis Layne
3. J.J. Owens
4. Josephine Fletcher
5. Cornelius and Willie E. Justice.

The City Attorney said he would prepare the condemnation proceedings on the above.

Odell Rogers came before the Commission in regard to the water running from High Street over into his yard on Kentucky Avenue. He said the curb on High Street was broken off, thus causing the water to run into his yard. He informed the Commission that his problem could be alleviated if the City would change the parking. He explained his idea to the Commission and Commissioner W. E. Butcher then made the motion to change the parking on **High Street** from the right hand side to the left hand side beginning at the entrance from where the old hospital was, down to within 20' of the **Scycamore Entrance**. Commissioner Robert Amos, Jr., seconded the motion. Upon roll call, the vote was as follows:

COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W. E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

\* Manager Shortt was instructed to have this marked off in yellow.



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Commissioner Robert Amos, Jr., made the motion to adjourn.  
Commissioner W. E. Butcher seconded the motion. Upon roll call, the vote was as follows:

COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Absent
	W.E. Butcher	Yes
	Thomas Howell	Absent
MAYOR:	W. C. Hambley	Yes

MEETING ADJOURNED.

APPROVED:

W. C. Hambley  
W. C. HAMBLEY, M. D. MAYOR

ATTEST:

CHARLES L. HUFFMAN, JR.  
CITY CLERK

MINUTES - SPECIAL MEETING - JUNE 14, 1973

At a Special Meeting of the Board of Commissioners of the City of Pikeville held in City Hall on June 14, 1973, at 7:30 P.M., the following members were present:

COMMISSIONERS:	Robert Amos, Jr.
	W. E. Butcher
	Thomas Howell
MAYOR:	W. C. Hambley

The meeting was called pursuant to the following notice:

NOTICE OF SPECIAL MEETING

TO: MAYOR:	W. C. HAMBLEY, M. D.
COMMISSIONERS:	ROBERT AMOS, JR.
	KERMIT SEXTON
	W. E. BUTCHER
	THOMAS HOWELL

You are hereby notified that the Board of Commissioners of the City of Pikeville is called to meet in a special session at Seven-Thirty (7:30) P.M. on Thursday, June 14, 1973, at City Hall in the City of Pikeville, Kentucky, for the following purposes:

1. Acceptance of Additional Grant ME 16-001 of \$21,000.00
2. Approval of Leggett & Irvan Contract
3. Approval of R.F. Link Contract for Appraisals of Land on Island Creek for Landfill Site.
4. Approval of Volunteer Firemen Checks

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

/s/ Robert Amos, Jr.

/s/ Kermit Sexton

COMMISSIONERS

I, Bob May, Chief of Police of the City of Pikeville, Kentucky, do hereby certify that on June \_\_\_\_, 1973, I served in the manner provided by law upon Special Meeting a true and Correct copy of the foregoing notice.

This 13 & 14th day of June, 1973.

Bob May, Chief of Police  
/s/ Bob May, Chief of Police  
By Roger Burgess & Homer Dalton  
Patrolmen