

MINUTES } CITY OF PIKEVILLE

MINUTES - DECEMBER 10, 1973

At a regular meeting of the Board of Commissioners of the City of Pikeville held in City Hall on December 10, 1973, at 7:30 P.M., the following members were present:

COMMISSIONERS: Robert Amos, Jr.
Kermit Sexton
Thomas Howell
MAYOR: W. C. Hambley

The meeting was called to order at 7:35 P.M., and began with the Assistant City Clerk reading minutes for the period from March 12, 1973 through April 25, 1973. The minutes for each meeting were approved as read without any additions or corrections with the exception of the following:

- * Commissioner Robert Amos, Jr., and Mayor Hambley instructed the Assistant City Clerk that in the meeting of April 25, 1973, the Mayor came in prior to adjournment and voted **yes** on each subject; however, in reviewing the notes, the meeting was officially adjourned by the Mayor Pro Tem before Mayor Hambley arrived at the meeting.

Mayor Hambley began the meeting with the reading of the following resolution:

R-73-61

RESOLUTION COMMENDING W. E. BUTCHER

WHEREAS, Mr. W. E. Butcher on the 19th day of November, 1973, while performing his duties as City Commissioner of the City of Pikeville, Kentucky, suffered a fatal heart attack, and

WHEREAS, the aforesaid, W. E. Butcher had for many long years unselfishly dedicated himself to the City of Pikeville, Kentucky, through his efforts as City Manager and as a Member of the Board of Commissioners of the City of Pikeville, and

WHEREAS, it is felt by his fellow Commissioners and Mayor W. C. Hambley that some Resolution should be enacted upon the record of the City of Pikeville, Kentucky, noting their appreciation for the untiring efforts of Mr. W. E. Butcher and showing their deep friendship for him and sorrow at his untimely demise,

NOW, THEREFORE, BE IT RESOLVED that the Commissioners of the City of Pikeville, Kentucky and Mayor W. C. Hambley do hereby commend W. E. Butcher for his dedicated and conscientious service to the City of Pikeville, Kentucky, through the many years he had served as City Commissioner and City Manager and do further express their deep sorrow at the loss of their friend and fellow Commissioner, and do direct that this Resolution be published in the Pike County News and that a certified copy of this Resolution be forwarded to each of the children of the aforesaid, W. E. Butcher.

At Pikeville, Pike County, Kentucky, this 10th day of December, 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

Commissioner Kermit Sexton made the motion to adopt the above resolution and have the same published. Commissioner Robert Amos, Jr., seconded the motion. Upon roll call, the vote was as follows:

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

The following letter was presented and read:

(See Page 469)

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December 7, 1973

Mr. Ayers Shortt
City Manager
Pikeville, Kentucky

Dear Sir:

Statement of Account Due for installing, maintaining, and removal of
1973 Christmas Decorations.

\$900.00 as per agreement

Sincerely,

Chester Coleman, Capt. Vol. Fire Department
Odell Rogers, Lt. Vol. Fire Department

Commissioner Thomas Howell made the motion to pay the Volunteer Firemen \$900.00
for installing, maintaining and removal of the Christmas decorations.
Commissioner Robert Amos, Jr., seconded the motion. Upon roll call, the vote
was as follows:

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

The following letter from Holloway Construction Company was
read by Mayor W. C. Hambley:

December 10, 1973

Holloway Construction Company
Wixom
Michigan

Subject: Permission to Construct Haul Road in Upper Poor Farm Hollow
and to the use of City Property in Lower Poor Farm Hollow
for Purposes of Temporary Offices, Machine Shops, and Parking
Areas to serve the Cut-Through Project

Gentlemen:

The City of Pikeville grants permission to the Holloway Construction Company
to construct a haul road in Upper Poor Farm Hollow which would begin at a point
of intersection of the permanent fill with the road now serving the micro wave
tower. This road would then proceed to the ridge near the back slope of the
Cut between Poor Farm Hollow and the Big Sandy River. This road would be con-
structed on a grade and width which could serve as a permanent road to that
portion of the ridge at the end of the Project, with the purpose of remaining
as a permanent facility. No back filling would be required, but the proper
ditching and drainage would be expected.

Holloway Construction Company is also permitted to use and develop the City
property at Lower Poor Farm Hollow to be graded for shops, offices, parking
areas and maintenance functions in general which serve their construction
duties. It is expected that they shall comply with local laws and regulations
related to sanitary facilities. This permission includes the retention dam
which would be necessary to prevent siltation from project execution. This
agreement does not include any considerations for rental or payments by Holloway
to the City for the use of these lands. This will be drawn up as a separate
instrument and agreement.

Very truly yours,
/s/ W. C. Hambley, M. D.
W. C. Hambley, M. D., Mayor

* Map Attached to letter when presented is on file in City Clerk's Office.

Commissioner Robert Amos, Jr., made the motion to approve the letter. Commissioner
Kermit Sexton seconded the motion. Upon roll call, the vote was as follows:

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

The following letter written by Charles L. Huffman, Jr., City
Clerk was read:

Danny Ray Blankenship, General Delivery, Pikeville, Kentucky, wishes to make
appeal to the Board of Commissioners of the City of Pikeville concerning the
decision of the Office of the City Clerk in revoking a taxi cab driver's permit
issued to him on September 24, 1973. This permit was revoked on December 3,
1973.

Reason for Action: Applicant filed incorrect information on application for
Taxi Cab Driver's Permit.

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Applicant fails to comply with Section Three (c) of the City Ordinance which reads:

"Has held an automobile driver's license or taxicab operator's license for at least two years prior to the issuance of the permit, which has not been revoked or suspended during that period or at any previous time."

The applicant failed to provide adequate proof of compliance with this section of the ordinance upon request by the City Clerk.

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

CLH:em

*
Mayor Hambley and the Commission stated they approved of Charles Huffman's action concerning Mr. Blankenship.

Model City Bills were presented in the amount of \$8,488.10.
The following invoices were submitted for approval:

Xerox Corporation	November Account	\$ 112.64
C & R Office Supply	November Account	10.46
Maudie Steele	Relocation	410.00
	Differential Payment	7,558.00
Ed Hellier	Rent to Jan. 15, 1974	300.00
Blake Robinson	Travel	60.00
Frances Murray	Citizens Meetings	6.00
Shirley Hobbs	Citizens Meetings	10.00
Rhea Wells	Citizens Meetings	6.00
Marion Cabell	Citizens Meetings	3.00
Lillian Hatcher	Citizens Meetings	3.00
Esta Conway	Citizens Meetings	3.00
Olive Jones	Citizens Meetings	3.00
Nancy Forsyth	Citizens Meetings	3.00
		<u>\$8,488.10</u>

Commissioner Robert Amos, Jr., made the motion to pay these bills.
Commissioner Thomas Howell seconded the motion. Upon roll call, the vote was as follows:

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

The Payroll for the second half for the Volunteer Firemen was submitted by Bob Courtney, Assistant Fire Chief. The total amount of the payroll was \$2,508.00 after the City Clerk deducted \$93.00 that had previously been paid to Gary Trivette when he moved to Michigan. Below is the list of names submitted for payment:

Chester Coleman	\$163.00
Kermit Bartley	171.00
Ostice Layne	178.00
Cecil Ray	183.00
Odell Rogers	219.00
Manuel Cederia	137.00
Kenneth Childers	50.00
George Branham	110.00
Edwin Rogers	182.00
Shandy Cole	159.00
Gary Trivette	93.00
Morgan Billiter	113.00
Luther James	159.00
Herb Spears	87.00
John Hall	119.00
Earnest Compton	36.00
Tommy Campbell	60.00
Bill Williamson	90.00
John Sowards Jr.	60.00
Keith Bartley	60.00
Donald Huffman	27.00
Harry Griffith	6.00
Gene Snodgrass	6.00
	<u>\$2,601.00</u>
Less	93.00 Gary Trivette
	<u>2,508.00</u>

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Commissioner Robert Amos, Jr., made the motion to pay the Volunteer Firemen the amounts listed. Commissioner Kermit Sexton seconded the motion. Upon roll call, the vote was as follows:

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

Commissioner Robert Amos, Jr., made the motion to authorize the Mayor to purchase the **Lillian Cole Property** on Island Creek for a price not to exceed **\$22,000.00**, including acquisition and relocation costs. Commissioner Kermit Sexton seconded the motion. Upon roll call, the vote was as follows:

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

*** To be paid out of the Revenue Sharing Account for Garbage Site.**

Commissioner Robert Amos, Jr., made the motion to pay the sum of **\$31,075.00** for the **Robert Justice Tract** upon the presentation of a deed to the City of Pikeville. Commissioner Thomas Howell seconded the motion. Upon roll call, the vote was as follows:

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

Mayor Hambley noted that this includes total acquisition and relocation costs.

*** To be paid out of Revenue Sharing Money.**

* Total breakdown on the \$31,075.00 on file in City Clerk's Office.

Estimate No. 5 for **Philpot Welding, Inc.**, was submitted in the amount of **\$18,369.00**.

* Estimate on file in City Clerk's Office.

Commissioner Robert Amos, Jr., made the motion to approve the above estimate. Commissioner Thomas Howell seconded the motion. Upon roll call, the vote was as follows:

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

Mayor Hambley commented that Philpot Welding, Inc., is down to their 10%

The Commission had a long discussion in regard to the rate increase with Sandy Valley Water District. City Attorney Marrs Allen May reported on his meeting with Cliff Latta and Big Sandy Valley Water District. He said it would be necessary to increase water rates by the City because the City did not meet the ratio as required in the Bond Ordinance for Bond and Interest Retirement. He further stated that the City has a contract with Sandy Valley limited to the costs of production. Mr. May said it was determined between the City Representatives present and Sandy Valley Water's Representatives that an independent certified engineer be chosen and agreed on by both parties to determine the amount necessary to offset the new costs of production incurred by the City as far as Sandy Valley Water is concerned. Carl Harmon, Principal Engineer with Watkins & Associates recommended **Ed O'rear** of Versailles. Both the City and Sandy Valley Water agreed on Mr. O'rear. Commissioner Robert Amos, Jr., then made the motion that Mr. O'rear be hired to make the determination as to the amount of increase necessary to offset the new costs of production. Commissioner Kermit Sexton seconded the motion. Upon roll call, the vote was as follows:

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

Commissioner Robert Amos, Jr., made the motion to reimburse **Vina Wells** \$527.88 for sidewalk construction. Mr. Amos said Mrs. Wells had the sidewalk built in front of her house and the City had tied in on each end and he felt it only fair to pay her because if she had not had this done the City would have gone ahead and constructed it anyway. Commissioner Thomas Howell seconded the motion. After a discussion, Commissioner Robert Amos, Jr., withdrew his motion and the City Attorney said he would check the legality of it.

Commissioner Kermit Sexton made the motion to give all employees a **\$15.00** Christmas Bonus. Commissioner Robert Amos, Jr., seconded the motion. Upon roll call, the vote was as follows;

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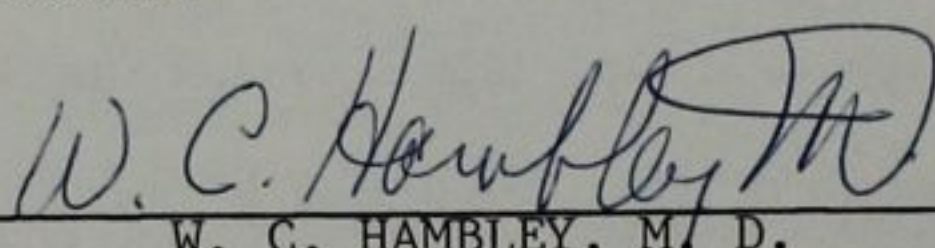
COMMISSIONERS:	Robert Amos, Jr.	Yes
	Kermit Sexton	Yes
	Thomas Howell	Yes
MAYOR:	W. C. Hambley	Yes

Commissioner Robert Amos, Jr., made the motion to continue the meeting until December 14, 1973, at 7:30 P.M. Commissioner Thomas Howell seconded the motion. Upon roll call, the vote was as follows:

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

Meeting Continued until December 14, 1973, at 7:30 P.M.

APPROVED:


W. C. HAMBLEY, M. D.
MAYOR

ATTEST:

CHARLES L. HUFFMAN, JR.
CITY CLERK

MINUTES - DECEMBER 14, 1973

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

COMMISSIONERS:	Robert Amos, Jr.
	Kermit Sexton
	Thomas Howell
MAYOR:	W. C. Hambley

The meeting began at 7:35 P.M., with Commissioner Kermit Sexton made the motion to rescind the \$15.00 Christmas bonus given to all employees at the Monday night meeting due to the fact that hams had already been ordered for each employee. Commissioner Robert Amos, Jr., seconded the motion. Upon roll call, the vote was as follows:

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

Roger Burgess, acting Police Chief, came before the Commission and ask that the two new employees of the Police Department, Hatfield and Preston, be allowed to attend a training school at Richmond, Kentucky, beginning on January 7, 1974. Mr. Hatfield's school will have a five week session of training and Mr. Preston's will have a ten week session.

Chief Burgess ask the Commission what he should do since these employees were hired only temporarily. The Commission instructed him to go ahead and send the two men to school and they would be hired permanently upon his recommendation on January 7, 1974.

Two Pikeville Citizens: Mr. William J. Williamson and John Greer, both residents of College Street came before the Commission in regard to their water damage. Two letters were presented but not read. These letters were from Compton Adjustment Service Inc., with an estimate of repairs attached to each letter. Both Mr. Williamson and Mr. Greer after looking over the estimates presented said they felt that Compton Adjustment Service had not allowed them sufficient money to replace the lost merchandise. Mr. Greer noted one item in particular this was for a freezer. Mr. Greer expected the amount he paid originally for the freezer as reimbursement not taking into consideration the appliance is approximately ten years old. City Attorney, Marrs Allen May, informed both businessmen that they could not get reimbursement for their lost merchandise any more than the Fair Market Value. The Commission told both men