

MINUTES } CITY OF PIKEVILLE

Commissioner Kermit Sexton made the motion to leave the meeting date as it is. 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 | Absent |
| | Willie Joe Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

Commissioner Kermit Sexton made the motion to adjourn. 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 | Absent |
| | Willie Joe Meade | Yes |
| 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 - JANUARY 14, 1974

At a regular meeting of the Board of Commissioners held in City Hall on January 14, 1974, at 7:30 P.M., the following members were present:

| | |
|----------------|------------------|
| COMMISSIONERS: | Robert Amos, Jr. |
| | Kermit Sexton |
| | Thomas Howell |
| | Willie J. Meade |
| MAYOR: | W. C. Hambley |

The meeting was called to order at 7:35 P.M.

The meeting began with the opening of Bids for the New Mini-Pumper. Mayor Hambley opened and read the following Bids:

| | |
|---------------------------------|--------------|
| 1. F. T. I. (Fire Trucks, Inc.) | \$ 18,672.00 |
| Mt. Clemens, Michigan | |
| 2. Mid States Fire Truck Co. | 17,085.00 |
| Leavenworth, Ks. | |
| 3. Sutphen Fire Equipment, Co. | 19,290.00 |
| Amlin, Ohio | |
| 4. Pierce Manufacturing Inc. | 17,992.00 |
| Appleton, Wisconsin | |

Commissioner Kermit Sexton made the motion to accept the Bid from Pierce Manufacturing Inc., in the amount of \$17,992.20. 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 |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

* To be paid out of Revenue Sharing Money

The Motion Carried

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The second item was to approve the Airport Allotment. Mayor Hambley stated that the Airport Allotment had a budget of \$10,000 and they were asking for \$5,000 which would be half of their budget. Commissioner Kermit Sexton made the motion to approve to pay the \$5,000 for the Airport Allotment. Commissioner Robert Amos, seconded the motion. Upon roll call the vote was as follows:

| | | |
|----------------|------------------|-----|
| COMMISSIONERS: | Robert Amos, Jr. | Yes |
| | Kermit Sexton | Yes |
| | Thomas Howell | Yes |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried

The next item was to approve or reject adjustors estimates on the Greer & Williamson Bill. There is a total of four different claims. Making the total to be paid \$2,773.80. Kermit Sexton said he saw no alternative but to settle the claim with Greer & Williamson. Commissioner Kermit Sexton made the motion to settle the claim with Greer & Williamson. Commissioner Willie J. Meade seconded the motion. Upon roll call the vote was as follows:

| | | |
|----------------|------------------|-----|
| COMMISSIONERS: | Robert Amos, Jr. | Yes |
| | Kermit Sexton | Yes |
| | Thomas Howell | Yes |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried

TOTAL AMOUNT TO BE PAID
\$ 2,773.80

The next item was to approve the Bill from Comprehensive Design for the amount of \$475.00. Mayor Hambley stated that the plan for the Ball Park has been submitted and is in Louisville for approval. Commissioner Robert Amos, Jr., made the motion to approve the bill for payment. 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 |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried

The next item is the Bill from Temporary Relocation Housing. This is certified by Jay Collier that this is the amount of money needed for the bill \$1,158.83. This is to be paid by the City of Pikeville's General Fund, to be reimbursed by Model Cities at a later date.

Commissioner Robert Amos made the motion to approve the amount of \$639.83, for payment. 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 |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried

The next item is the approval for the Philpot Welding, Inc., in the amount of \$17,901.00 for payment.

Commissioner Robert Amos, made the motion to approve the bill for payment in the amount of \$17,901.00. 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 |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried

Mayor Hambley read the bill from J. W. Call for the Relocation of Graves.

City of Pikeville, Kentucky

Contract: Pike County-Pikeville-Jenkins Road AP 98-3-18L, APD 127 (39)
Grave Relocation.

Disinterment, Re-interment and all work necessary to complete relocation of graves.

168 Graves per Contract 10/15/73 @\$260.00

MINUTES } CITY OF PIKEVILLE

Total \$43,680.00

Brafford Hall
J.W. Call & Son Funeral Home

Present in the amount of \$43,680.00 for the approval for payment from whomever is responsible. Mayor Hambley said it would be paid by the appropriate authority. Commissioner Kermit Sexton made the motion to approve the bill for payment by the appropriate authority for the amount of \$43,680.00. Commissioner Robert Amos seconded the motion. Upon roll call the vote was as follows:

| | | |
|----------------|------------------|-----|
| COMMISSIONERS: | Robert Amos, Jr. | Yes |
| | Kermit Sexton | Yes |
| | Thomas Howell | Yes |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried

Mayor Hambley read the letter from Lindsey & Elliott Gas Company.

Pikeville, KY
January 14th, 1974

City of Pikeville
Mayor, W. C. Hambley
City Manager, Ayers Shortt
City Clerk, Charles Huffman
City Commissioners:
Kermit Sexton
Dr. T.J. Howell
Robert (Bob) Amos
Joe Meade

Dear Sirs:

Under Contract dated September 12, 1951, and Supplemental Agreement dated June 27, 1953, I agreed to sell you natural gas from 6 wells to be drilled in and near the City of Pikeville, delivering the gas to your lines. The wells were duly developed and the gas therefrom has been delivered to your lines since development with the exception of some domestic users which have been furnished gas under KRS 278,485. And some Additional gas furnished under lease requirements. We also have 4 wells on Ferguson Creek and Lower Chole Creek from which gas has been moving to United Fuel Gas Co., under contract with the exception of gas delivered to some domestic customers and to W. E. Elliott for Shurtleff's Laundry, likewise under KRS 278,485.

The excess gas from these 4 wells on Ferguson Creek and Lower Chole Creek has been delivered to United Fuel Gas Co., line on the Poor Farm. This line has now been discontinued to accommodate the mountain "Cut Through".

We, therefore, propose to offer you the gas from these 4 additional wells together with the lines, meters, and customers on Ferguson and Ratliff Creeks (approximately 123 customers) and measure the gas from these wells directly into your line under the Contract and Agreement of September 12, 1951, and Supplement thereto of June 27, 1953, by changing the price of the gas from 25¢ per 1000 cu. ft. to 50¢ per 1000 per cu. ft. The price to be subject to negotiation each five years thereafter. All other terms and conditions in the agreement to be changed.

This proposal, however, is subject to our ability to get United Fuel Gas Co., to release us from our obligation for the gas contracted from the wells on Ferguson Creek and Lower Chole Creek.

We have a 2" line extending from near the mouth of Ferguson Creek along the U.S. 23 By Pass (opposite the Shurtleff's Laundry) which line would pass to you, subject to your delivering gas from that line or other lines to the laundry. Gas delivered to the laundry would be deducted from the gas delivered to your lines.

Very truly yours,

W. W. Lindsey

MINUTES } CITY OF PIKEVILLE

The Commission had a general discussion considering the gas lines. Kermit Sexton asked Bill Elliott what condition the lines are in at the present time. Bill Elliott said the lines down the By Pass were not too old, that it passes right by the new line at the Ferguson Creek Area. Mayor Hambley asked how old the lines were on Ratliff's Creek. Bill Elliott said they went back as far as 1951. Kermit Sexton told Bill Elliott he would like to see a survey run on the lines to see how many leaks they had. Mayor Hambley directed City Manager, Ayers Shortt and Bobby Justice to make a leak survey. At the next meeting, Mayor Hambley said they would take action on the agreement.

Mayor Hambley stated that in the Agreement he would like to have it so that all their wells could be upgraded, and the one's that would seem feasible to upgrade, to give us more gas out of them.

Mayor Hambley told City Manager, Ayers Shortt when they had the information on the conditions on Ferguson's Creek and Ratliff's Creek to let them know so they could call a special meeting and discuss it with our City Attorney and W. W. Lindsey to come to a decision.

Mayor Hambley read the following Resolution and the attached Grant Agreement from the Department of Housing and Urban Development. Project No. WS-Ky-20 3rd Amendment to Grant Agreement.

R-74-01

RESOLUTION AUTHORIZING EXECUTION OF GRANT AGREEMENT

WHEREAS, City of Pikeville, Kentucky, (the "Applicant") has heretofore submitted an application to the United States America, Department of Housing and Urban Development (the "Government") for a grant under Section 702 of the Housing an Urban Development Act of 1965, as amended, to aid in financing a certain public works identified as Project No. WS-KY-20; and

WHEREAS, the Government has approved the said application and has submitted to the Applicant a certain Grant Agreement (the "Agreement") for approval and execution by the Applicant, which said Agreement is satisfactory,

NOW, THEREFORE, BE IT RESOLVED BY THE City of Pikeville, KY of the Applicant, that the said Agreement, a copy of which is attached hereto, be and the same is hereby approved. The Mayor is hereby authorized and directed to execute the said Agreement, in the name and on behalf of the Applicant, in as many counterparts as may be necessary, and the City Clerk is hereby authorized and directed to affix or impress the official seal of the Applicant thereon and to attest the same. The proper officer is directed to forward the said executed counterparts of the said Agreement to the Government, together with such other documents evidencing the approval and authorization to execute the same as may be required by the Government.

Commissioner Kermit Sexton made the motion to adopt the foregoing Resolution. 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 |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried and the Resolution was Adopted.

*Grant Agreement on File in the City Clerk's Office

An Ordinance was presented and read entitled

1-74-002

AN ORDINANCE REVISING AND FIXING WATER RATES FOR USERS OF WATER SUPPLIED BY THE WATER DEPARTMENT OF THE CITY OF PIKEVILLE

*Ordinance on file in Ordinance Book 2, in City Clerk's Office

The Mayor stated that it was necessary to fulfill the Bond Requirements for a 1.5 operating ratio. After a lengthy discussion, Commissioner Kermit Sexton made the motion to adopt the foregoing Ordinance. Commissioner Thomas Howell seconded the motion. Upon roll call the vote was as follows:

MINUTES } CITY OF PIKEVILLE

| | | |
|----------------|------------------|-----|
| COMMISSIONERS: | Robert Amos, Jr. | No |
| | Kermit Sexton | Yes |
| | Thomas Howell | Yes |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried and the Ordinance was Adopted

An Ordinance was presented and read entitled

1-74-005

AN ORDINANCE INCREASING THE PRICE TO BE PAID FOR GAS
TO BE EFFECTIVE UPON ALL OF THE CITY'S GAS CONSUMERS
INCLUDING CONSUMERS SYSTEM

The Mayor stated that it was necessary to increase the gas rates 20¢ to the customers, due to the increase to the City by its Suppliers. After a lengthy discussion, Commissioner Kermit Sexton made the motion to adopt the foregoing Ordinance. 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 |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried and the Ordinance was adopted

Mayor Hambley presented and read an Ordinance entitled

1-74-004

AN ORDINANCE PROVIDING FOR ANNEXATION OF AN AREA ADJACENT
TO THE PAULEY ADDITION IN THE CITY OF PIKEVILLE, KENTUCKY
INCLUDING WHAT IS KNOWN AS THE KEEL ADDITION IS HEREBY REPEALED

Commissioner Kermit Sexton made the motion to adopt the foregoing Ordinance. Commissioner Willie J. Meade seconded the motion. Upon roll call the vote was as follows:

| | | |
|----------------|------------------|-----|
| COMMISSIONERS: | Robert Amos, Jr. | No |
| | Kermit Sexton | Yes |
| | Thomas Howell | No |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried and the Ordinance was adopted

An Ordinance was presented entitled

1-74-003

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF PROPERTY
KNOWN AS THE AIRPORT PROPERTY LYING TO THE NORTH OF THE
PRESENT CITY LIMITS OF THE CITY OF PIKEVILLE AND PROVIDING
FOR PROCEDURE NECESSARY AND INCIDENT THERETO.

Commissioner Kermit Sexton made the motion to adopt the foregoing Ordinance. Commissioner Willie J. Meade seconded the motion. Upon roll call the vote was as follows:

| | | |
|----------------|------------------|-----|
| COMMISSIONERS: | Robert Amos, Jr. | No |
| | Kermit Sexton | Yes |
| | Thomas Howell | No |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried and the Ordinance Adopted

Model City Bills were presented in the amount of \$3,823.02. The following invoices were submitted for approval:

| | | |
|-----------------------|-------------------------|-------------|
| South Central Bell | Service for Dec. | 114.08 |
| Honaker's Inc. | Film Processing | 4.22 |
| Pikeville Clean Towel | Service for Dec. | 7.35 |
| Ed Hellier | Rent to 2/15 | 300.00 |
| C and R Office Supply | Inv. #2590, 3212, 3587 | 16.59 |
| City Utilities | Service for Dec. | 41.03 |
| Orkin | Service for Nov. & Dec. | 16.00 |
| KY Power | Service to 12/20 | 61.67 |
| Pikeville Hardware | Sink Repairs | 12.08 |
| Nursing Scholarships | Reimb. Req. #2 | 3,250.00 |
| | TOTAL | \$ 3,823.02 |

MINUTES } CITY OF PIKEVILLE

Commissioner Robert Amos made the motion to pay the above invoices. 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 |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried

Several Citizens from the City of Pikeville were present at the Commission Meeting Monday Night January 14, 1974 to ask for the Commissions help in trying to stop the rebuilding of the Citation Coal Dock at the Upper end of town.

Mr. Goff ask the Commission how they felt about the situation. Mayor Hambley stated that they didn't get involved in any litation, or in any expense. Mayor Hambley stated that they had already informed the people at the Coal Dock that they had to get the approval of the Planning Commission, before they started Construction at the dock, and that they would have to sign a Contract with the City that there would be no liability against the City for purchasing or paying them anything.

Bob Johnson stated that if a building permit which is issued within the Urban Renewal Project area it must be further submitted to the Urban Renewal Agency Board after the City Commission takes their action.

Mayor Hambley stated that he would assign this matter to the City Attorney to decide what their legal rights are.

Mayor Hambley told the citizens that they would have to go before the City Zoning Board and then come back to the Commission.

Commissioner Thomas Howell made the motion to appoint Robert Amos, Jr., as the Pro Tem. Commissioner Kermit Sexton seconded the motion. Upon roll call the vote was as follows:

| | | |
|----------------|-----------------|-----|
| COMMISSIONERS: | Kermit Sexton | Yes |
| | Thomas Howell | Yes |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried

City Attorney, Larry Webster presented a contract for his Legal Services before the Commission. Mayor Hambley read the Contract. It being determined after the reading of the Contract that it read as the one the City had already prepared when they hired Mr. Webster, No Action was taken on the matter.

Mayor Hambley instructed City Manager, Ayers Shortt, to do something about getting some flashing lights on Chole at the Elementary School.

Commissioner Willie J. Meade made the motion to direct Mr. Shortt to try and get some flashing lights for the school on Chole. 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 |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

The Motion Carried

Commissioner Kermit Sexton made the motion to adjourn. Commissioner Willie J. Meade seconded the motion. Upon roll call the vote was as follows:

| | | |
|----------------|------------------|-----|
| COMMISSIONERS: | Robert Amos, Jr. | Yes |
| | Kermit Sexton | Yes |
| | Thomas Howell | Yes |
| | Willie J. Meade | Yes |
| MAYOR: | W. C. Hambley | Yes |

MEETING ADJOURNED.

APPROVED:

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

ATTEST:

CHARLES L. HUFFMAN, JR. CITY CLERK