

MINUTES } CITY OF PIKEVILLE

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, M.D., Mayor

ATTEST:

CHARLES L. HUFFMAN, JR., CITY CLERK

MINUTES OF A REGULAR MEETING OF
THE BOARD OF COMMISSIONERS OF THE CITY
OF PIKEVILLE, KENTUCKY, HELD ON
MARCH 11, 1974

The Board of Commissioners of the City of Pikeville, Kentucky, met in Regular Session at the City Hall, in said City, on the 11th day of March, 1974, at the hour of 7:30 P. M., Local Time. Present were the Hon. W. C. Hambley, Mayor, in the chair presiding, and the following named Commissioners: Robert Amos, Thomas J. Howell, Willie Joe Meade, Kermit Sexton.

Absent: NONE.

The meeting was called to order at 7:35 P. M., and began with the Assistant City Clerk reading minutes for February 25, 1974. The minutes were approved as read without any additions or corrections.

Mayor Hambley read the following Resolution:

R-74-11

THE MAYOR OF THE CITY OF PIKEVILLE, KENTUCKY BE, AND HE HEREBY IS AUTHORIZED TO EXTEND SAID OPTION AGREEMENT UNTIL JANUARY 31, 1976, AND HE IS FURTHER AUTHORIZED TO BIND THE CITY TO THE TERMS THEREOF.

WHEREAS, the City of Pikeville has granted to Reynolds Body Co., Inc., an option to purchase the "Hagan Tract" portion of Pikeville Industrial Site, which option expired on January 31, 1974, and,

WHEREAS, said Reynolds Body Co., Inc., is awaiting the letting of a bridge contract near said site before citing whether or not to exercise said option, NOW THEREFORE, BE IT RESOLVED that the Mayor of the City of Pikeville Kentucky, be, and he hereby is authorized to extend said option agreement until January 31, 1976, and he is further authorized to bind the City to the terms thereof. At Pikeville, Kentucky, this 11th day of March 1974.

Commissioner Kermit Sexton moved the adoption of the foregoing Resolution and Commissioner Robert Amos, Jr. seconded the motion.

Upon roll call the vote were as follows:

W. C. HAMBLEY, M. D. , MAYOR	Yes
ROBERT AMOS, JR., COMMISSIONER	Yes
THOMAS J. HOWELL, COMMISSIONER	Yes
KERMIT SEXTON, COMMISSIONER	Yes
WILLIE JOE MEADE., COMMISSIONER	Yes

The Mayor declared the foregoing 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

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EXTENSION TO OPTION AGREEMENT

This Agreement made and entered into this 11th day of March, 1974, by and between the CITY OF PIKEVILLE, a fourth class city, operating under a Commission and City Manager form of government, located in Pike County, Kentucky, hereinafter referred to as the "First Party" and REYNOLDS BODY COMPANY, INC., a Kentucky Corporation, hereinafter referred to as the "Second Party",

W I T N E S S E T H :

WHEREAS, by Option Agreement dated January 31, 1972 and extension thereof dated December 16, 1972 first party has granted to second party a certain option to purchase a tract of land of record in Deed Book 494, Page 119, Pike County Clerk's Office, and

WHEREAS, said option and extension expired January 31, 1974, and

WHEREAS, the City Commission of the City of Pikeville has determined that it would be in the best interest of the City to extend said option until January 31, 1976, and has passed a Resolution authorizing said extension.

NOW, THEREFORE, for and in consideration of the sum of ONE DOLLAR (\$1.00) and the reaffirmation of the mutual promises contained in the agreement of January 31, 1972, the said first party does hereby grant unto the second party an extension to and including January 31, 1976 in which to exercise such rights as second party may have acquired concerning the "Hagan Tract" in the agreement of January 31, 1972, to which agreement reference is hereby made for accurate description of said rights.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed as of the date and year first above written.

CITY OF PIKEVILLE

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

ATTEST:

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

REYNOLDS BODY COMPANY, INC.

BY /s/ Thomas B. Ratliff
THOMAS B. RATLIFF, PRESIDENT

ATTEST:

/s/ Shelyvia J. Little
SHELIVIA J. LITTLE, SECRETARY

Commissioner Kermit Sexton made the motion to adopt the above Resolution. 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

The Motion Carried

Mayor Hambley presented the Drug Testing Kit (Analysis for Dangerous Drugs to City Manager, Ayers Shortt.

The next item of discussion was the contractors estimate from Mays Construction. After a lengthy discussion Mayor Hambley stated that they would have to prepare a Resolution to borrow the money for the estimate.

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R-74-12 was then presented:

RESOLUTION AUTHORIZING INTERIM FINANCING
FOR RELOCATION OF GAS AND WATER LINES

WHEREAS, the City of Pikeville, has undertaken the relocation and extension of certain water, sewer and gas lines South of the City, and;

WHEREAS, it is necessary to obtain interim financing for payments to Mays Construction Company for payments due pursuant to the City's contract with said Mays Construction Company,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the City Clerk of the City of Pikeville, Kentucky be, and they are hereby authorized to arrange for interim financing in connection with said water and gas relocation project in the amount of \$30,000.00 and they are hereby authorized to secure a loan in the amount thereof for a period of ninety (90) days, or until the realization of the proceeds of the sale of bonds in connection with said project, whichever comes first, and to execute any necessary assurances in connection therewith including the signing of a note or any other pledges or assurances necessary to secure the same.

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 of the same by the Commission.

At Pikeville, Kentucky this 11th day of March, 1974.

Commissioner Robert Amos moved the adoption of the foregoing Resolution. Commissioner Thomas J. Howell seconded the motion.

Upon roll call the vote was as follows:

W. C. HAMBLEY, M.D., MAYOR	Yes
Willie Joe Meade, Commissioner	Yes
Kermit Sexton, Commissioner	Yes
Robert Amos, Commissioner	Yes
Thomas J. Howell, Commissioner	Yes

The Mayor declared the Resolution adopted.

/s/ William C. Hambley, M. D.
WILLIAM C. HAMBLEY, M. D., MAYOR

ATTEST:

/s/ CHARLES L. HUFFMAN, JR.
CHARLES L. HUFFMAN, JR., CITY CLERK

Commissioner Robert Amos, Jr., made the motion to adopt the above Resolution for the amount of \$30,000.00. 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

Bids were opened on the Old Ford Fire Truck. The following bid was presented:

1. Ronald Ward \$ 60.00
Pikeville, Kentucky

Commissioner Robert Amos, Jr., made the motion to reject the bid from Ronald Ward and Sale on Renegotiation with City Manager, Ayers Shortt for \$150.00. 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

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The Bid from Fox Manufacturing Company for a baler was presented in the amount of \$4,500 for the baler and \$600.00 for installation and delivery.

City Manager, Ayers Shortt stated that he had received a proposal from the Mountain Mental Health, stating that they would like to enter into a contract with the City to pick up the cardboard in the City of Pikeville.

Mayor Hambley stated that the City would continue to pick up their own cardboard as they have done before.

Commissioner Kermit Sexton made the motion to accept the bid from Fox Manufacturing Company for \$4,500 minus the \$600.00 for installation and delivery. 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

**Money to come out of Environmental Portion of Revenue Sharing Funds.*

City Manager, Ayers Shortt reported on the Fire Station. City Manager, Ayers Shortt stated that the City has had no consideration on the site they had first selected with Mr. Hagan's. Mr. Shortt stated that he met with Gail Mullins and they have picked out a site on the left of the road, near the old highway.

Mayor Hambley stated that the \$12,000 for the New Fire Metal Building would come out of Revenue Sharing Fund.

City Attorney, Larry Webster stated that he had received several calls from people wanting the City to raise their gas rates.

Mayor Hambley instructed City Attorney, Larry Webster to inform the citizens that the Commission isn't in favor of increasing anybody's gas rates at the present time.

Mayor Hambley instructed City Manager, Ayers Shortt to get the Commission all the contracts and the rate on each person they are buying gas from.

The Commission had a lengthy discussion concerning the Cut Through Project. No action was taken on this situation.

Model City bills were presented in the amount of \$774.34.

City Utilities	February Account	\$ 42.75
Ed Hellier	Rent thru 4/15	300.00
KY Power Company	February Account	51.34
Orkin Exterminating Co.	February Account	8.00
Honaker's, Inc.	Developing film	4.70
Nursing Scholarship	Reimb. Request #3	250.00
Means Service Center	March Account	7.65
Pikeville Postmaster	Newsletter	109.80
		<hr/>
		\$ 774.34

Commissioner Kermit Sexton made the motion to pay the above invoices. 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

City Manager, Ayers Shortt asked the Commission for permission to advertise for bid 54" concrete pipe.

Commissioner Robert Amos, Jr., made the motion to approve to advertise for bids. 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

Money to come out of Environmental Portion of Revenue Sharing Funds.

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The next item of discussion was the Court Order Change to charge the Shopping Center and the Medical Center for sewer service.

Mayor Hambley stated that this meant that from the time that the sewer was open and was available to them that the charges would begin, but those charges would be credited against the judgment that they would receive.

Commissioner Kermit Sexton suggested that the City should have an Auxiliary Pump, because of the water problem the City has been having.

Mayor Hambley, instructed City Manager, Ayers Shortt to get an Auxiliary Pump, so the City could use it during an emergency situation.

City Attorney, Larry Webster stated that the problem concerning the Citation Coal Dock has been taken care of by the Board of Zoning Adjustment granting the Coal Dock a building permit.

Mayor Hambley stated that it should be part of the record to show in the agreement for Urban Renewal that there would be no costs or any obligation on the part of the City.

City Attorney, Larry Webster asked the Commission for permission to dismiss the suit against the Citation Coal Dock.

Commissioner Willie J. Meade made the motion to dismiss the suit. 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

City Attorney, Larry Webster stated that Mrs. Cole wanted it put in the deed that the City would agree to grade off, a house site.

Mayor Hambley instructed City Manager, Ayers Shortt to level the site off, and to do the necessary things to make it acceptable to Mrs. Cole.

Commissioner Kermit Sexton made the motion to instruct City Manager, Ayers Shortt to settle with Mrs. Cole. 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

The Motion Carried

Commissioner Robert Amos, Jr. moved second reading and final adoption of a certain Ordinance which was approved on its first reading at the meeting held on February 25, 1974, said Ordinance being identified by its title or caption, as follows:

AN ORDINANCE OF THE CITY OF PIKEVILLE, KENTUCKY, RELATING TO THE MUNICIPALLY OWNED COMBINED AND CONSOLIDATED WATER AND SEWER SYSTEM OF SAID CITY; AMENDING IN CERTAIN RESPECTS CERTAIN IDENTIFIED TERMS AND PROVISIONS OF THE CITY'S ORDINANCE ADOPTED ON OCTOBER 4, 1972 (THE "1972 ORDINANCE"); RECITING THE CITY'S PREVIOUS ISSUANCE OF ITS "CITY OF PIKEVILLE WATER AND SEWER REVENUE BONDS," DATED FEBRUARY 1, 1958 THE "1958 BONDS"); RECITING THE CITY'S PREVIOUS AUTHORIZATION OF ITS \$800.00 "WATER AND SEWER SYSTEM REVENUE BONDS OF 1972," TO BE DATED OCTOBER 1, 1972; RECITING SAID CITY'S PREVIOUS ISSUANCE OF ITS \$575.00 " REVENUE BOND ANTICIPATION NOTES," MATURING AS TO PRINCIPAL ON APRIL 2, 1974; AUTHORIZING THE ISSUANCE OF SAID CITY'S "REVENUE BOND ANTICIPATION NOTES OF 1974," TO BE DATED APRIL 1, 1974, AND TO MATURE APRIL 1, 1975; AND AUTHORIZING PUBLIC SALE OF SAID NOTES OF 1974, AND DISPOSITION OF THE PROCEEDS THEREOF

Commissioner Kermit Sexton seconded the said motion for second reading and final adoption of said proposed Ordinance.

After full discussion and due consideration, the Mayor put the question and, upon roll being called, the following voted:

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Voting "Aye": Robert Amos, Thomas J. Howell, Willie Joe Meade, Kermit Sexton

MAYOR, W. C. HAMBLEY

Voting "Nay": NONE

The Mayor then observed that said Ordinance had been given its first reading, had remained on file in the office of the City Clerk, subject to public inspection for not less than seven (7) days, and had now been given its second reading and had finally been adopted. He signed the same, directed that the City Clerk deliver a copy thereof to the Pike County News for early publication, and declared that said Ordinance would be in full force and effect upon such publication and upon the passage of ten (1) days as provided in KRS 89.230.

Commissioner Kermit Sexton made the motion to continue the meeting until Tuesday, March 19, 1974, at 1:00 P. M., 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

MEETING CONTINUED UNTIL TUESDAY, MARCH 19, 1974 at 1:00 P. M.

APPROVED:

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

ATTEST:

CHARLES L. HUFFMAN, JR., CITY CLERK

MINUTES OF A MEETING OF THE BOARD
OF COMMISSIONERS OF THE CITY OF PIKEVILLE,
KENTUCKY, MARCH 19, 1974

The Board of Commissioners of the City of Pikeville, Kentucky, met in adjourned session at the City Hall in said City, on the 19th day of March, 1974, at the hour of 1:00 P.M., Local Time, pursuant to adjournment of the regular meeting of March 11, 1974, as shown by the minutes thereof.

Present were the Honorable Robert Amos, Mayor Pro Tem, in the chair presiding, and the following named Commissioners: Thomas J. Howell, Willie Joe Meade

Absent: W. C. HAMBLEY, AND KERMIT SEXTON

It having been determined that a quorum was present for the transaction of business, the Mayor Pro Tem called the meeting to order.

The Mayor, Pro Tem then called upon the Fiscal Agent, Dupree & Company Inc., to make a report concerning the purpose of the meeting. Thereupon a representative of Dupree & Company, Inc., produced and exhibited to the Board of Commissioners (i) an Affidavit of an officer or employee of The Pike County News Showing publication of the "Notice of Sale of Revenue Bond Anticipation Notes" on March 7, 1974, (ii) an Affidavit of an employee of The Courier-Journal Louisville, Kentucky, showing publication of the same Notice in its issue of March 7, 1974, and (iii) a substantial volume comprising "Preliminary Information" concerning the public offering of the \$590,000 "City of Pikeville Revenue Bond Anticipation Notes of 1974," as authorized by a certain Ordinance which was finally adopted by the Board of Commissioners at a meeting held on March 11, 1974. It was noted that this volume contained a copy of the "Notice of Sale of Revenue Bond Anticipation Notes," copies of the "Official Bid Form," and the report of the Consulting Engineers, copies of pertinent Ordinances, etc. The Fiscal Agent stated that this volume of "Preliminary Information" had been supplied to all interested bidders on request and had also been disseminated, in a substantial manner, in those areas of the financial community which were known to be interested in purchasing notes of this sort.