

MINUTES } CITY OF PIKEVILLE

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

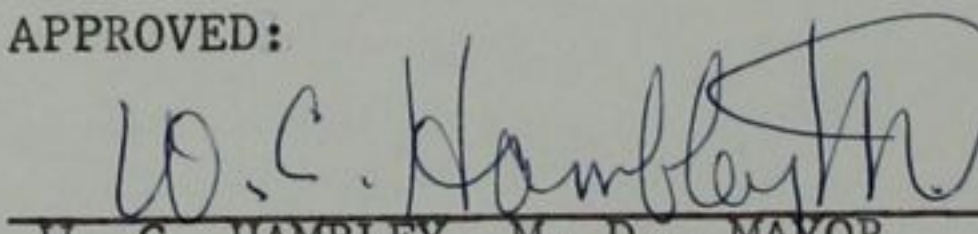
The Motion Carried

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 - MAY 13, 1974

At a regular meeting of the Board of Commissioners of the City of Pikeville held in City Hall, on May 13, 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 7:40 P. M.

Dr. R. H. Myers came before the Commission to represent the Board of Directors of the Pikeville Little League, to propose to run a water line from the Big Sandy Water District across to the ball park and that a meter be placed in the junction to the turn off valve so the water can be metered out and credited to the Big Sandy Water District.

City Manager, Ayers Shortt stated that the City would have to get an Easement Agreement with Oliver Blackburn to cross his property to run the line to the ball park.

Commissioner Kermit Sexton suggested that City Manager, Ayers Shortt check the situation out to see what is necessary to get the water to the Little League.

After a lengthy discussion Commissioner Willie J. Meade made the motion to get an Easement Agreement with Oliver Blackburn to install whatever is necessary to get the water to the park. 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

MINUTES } CITY OF PIKEVILLE

Mayor Hambley instructed the City Attorney, Larry Webster to contact the Big Sandy Water District about renegotiating the City's water rates.

The Commission had a brief discussion concerning the Athletic Field. No action was taken.

Resolution R-74-21 was presented and read entitled:

R-74-21

RESOLUTION ADOPTING AND APPROVING THE EXECUTION OF A CONTRACT BETWEEN THE INCORPORATED AREA OF PIKEVILLE LOCATED IN PIKE COUNTY AND THE BUREAU OF HIGHWAYS, COMMONWEALTH OF KENTUCKY, FOR THE FISCAL YEAR BEGINNING JULY 1, 1974, AS PROVIDED IN THE KENTUCKY REVISED STATUTES AND ACCEPTING ALL STREETS LISTED THEREIN AS BEING STREETS WHICH ARE A PART OF THE INCORPORATED AREA OF PIKEVILLE

Be it resolved by the Legislative Body of the Incorporated Area of Pikeville that:

Section 1:

The Legislative Body of the Incorporated Area of Pikeville does hereby accept all streets contained in said contract as being city streets which are a part of the Incorporated Area of Pikeville and

The Legislative Body of the Incorporated Area of Pikeville does hereby ratify and adopt all statements, representations, warranties, covenants and agreements contained in said contract and does hereby accept said contract and by such acceptance agrees to all the terms and conditions therein stated.

Said Contract reads as follows:

Section 2:

In compliance with the laws made and provided, this contract is entered into between the Bureau of Highways, Commonwealth of Kentucky, and the Legislative Body of the Incorporated Area of Pikeville, Pike County, Kentucky.

The projected net apportionment to the incorporated area for the fiscal year beginning July 1, 1974, after providing for administration, emergencies, and contingencies is approximately Nineteen Thousand Three Hundred Fourteen and No one Hundredths dollars (\$19,314.00). This approximate amount will be expended by the Bureau of Highways to aid the incorporated area in the maintenance, reconstruction, or construction of certain streets in said incorporated area.

In the event revenues produced pursuant to KRS 177.365 are not sufficient to fund the amount set out herein, any deficit caused by expenditures pursuant to this agreement may be deducted from future allocations to the incorporated area.

In the event revenues produced pursuant to KRS 177.365 exceed the amount set out herein, the excess shall be credited to the incorporated area's account, and any unexpended amount shall be carried forward to the succeeding fiscal year.

The streets on which these funds may be expended by the Bureau of Highways and the classification and type of work or services (Improvement -----) to be performed are listed hereafter.

| ROAD NAME | BEGINNING | ENDING | LGTH | TYPE |
|---------------|-------------|------------|------|--|
| KENTUCKY AVE. | HIGH ST. N. | AUXIER ST. | 0.32 | SIDEWALK, CURB, GUTTER, STORM SEWER AND BIT. RESURFACE |

SPECIAL PROVISIONS

The Legislative Body of Pikeville will be responsible for performance of all phases of work required to accomplish the projects herein designated for IMPROVEMENT. The work will, if required, include but not be limited to advertising for bids and inspection. The work and its implementation will be accomplished in accordance with the current Bureau of Highways' policies, standards, and specifications and will be governed by the applicable Kentucky Statutes.

In the event the Legislative Body of Pikeville performs any work designated in this contract for IMPROVEMENT, with its personnel and its equipment or the equipment of a private vendor through a lease rental agreement, and expects to be reimbursed for cost of said labor and equipment, concurrence in the unit prices of the labor and equipment, or any combination thereof, must be obtained by the Chief Executive Officer or his authorized representative of the Incorporated Area from the Bureau of Highways' District Engineer.

MINUTES } CITY OF PIKEVILLE

Concurrence must be obtained by the City of Pikeville through the Bureau of Highways' District Engineer prior to the award of any contract on projects herein designated in this agreement for IMPROVEMENT that utilizes Municipal Aid Funds.

The Bureau of Highways will reimburse the City of Pikeville for the actual cost of all work performed in compliance with the General and Special Provisions of this contract insofar as Municipal Aid Funds are available. The City will be responsible for all costs in excess of the Municipal Aid Funds.

The City of Pikeville will provide required certification to the Bureau of Highways' District Engineer in Pikeville before payment for any work will be authorized.

The Bureau of Highways will not reimburse the City of Pikeville for any work on projects designated in this contract if the work is not performed in accordance with the Bureau of Highways' current policies, standards, and specifications and in accordance with the General and Special Provisions contained in this contract.

And further, the Bureau of Highways will not reimburse the City of Pikeville for any work on projects that are not listed in this Contract.

The Incorporated Area of Pikeville may perform or cause to be performed work in this contract prior to July 1, 1974, with the understanding the Municipal Aid Funds do not become available until July 1, 1974, and the Bureau of Highways cannot be billed for said work prior to July 1, 1974. EXCEPTION: Prior year funds reflected on the HD 10-1 for F. Y. 1974-75 may be paid prior to July 1, 1974.

The chief executive officer and legislative body of incorporated areas or the county judge and fiscal court of unincorporated urban places stipulate and hereby certify that all roads and streets and bridges listed as projects in this contract are a part of the road and street system of the incorporated area or unincorporated urban place and as such are the responsibilities of the legislative body of incorporated areas or the fiscal court for unincorporated urban places. Their inclusion as projects in this contract does not relieve the governing body of its responsibility.

The legislative body or the fiscal court will acquire and assume all costs of acquiring rights of way contemplated under this contract. The legislative body or the fiscal court also assumes responsibility for any claims for damage arising from such acquisition.

The legislative body or the fiscal court will reimburse the Bureau of Highways for any loss it may sustain arising out of performance of this contract by the bureau. Such loss as sustained by the Bureau of Highways may be charged to unincorporated urban place's or incorporated area's apportionment in this or future fiscal years.

Should any balance of the incorporated area's or the unincorporated urban place's apportionment remain after performance of this contract, such balance will remain to the credit of the incorporated areas or the unincorporated urban places for development of future contracts by the Bureau of Highways.

The Bureau of Highways will accomplish the work involved in the performance of this contract at such times and by such means as it may deem desirable and advisable.

It is agreed that any materials purchased by the Bureau of Highways and delivered to the incorporated area or unincorporated urban place shall be used by the appropriate governmental agency only on projects listed herein and that all use thereof is subject at all times to inspection and supervision by the bureau.

The Bureau of Highways reserves the right to use a portion of the funds to provide bureau personnel and equipment or any other means it may deem necessary to successfully complete the terms of this contract.

The general administration and supervision of the program herein designated shall be under the jurisdiction of the Bureau of Highways.

It is further understood, agreed and stipulated by the parties hereto that if, at any time, in the judgment of the Commissioners of Highways or his authorized representative, the legislative body or the fiscal court if refusing or failing to properly and promptly perform any work stipulated in the contract to be performed by the said legislative body or fiscal court, the Commissioner of Highways or his authorized representative may take over such work and perform same by whatever means he deems appropriate.

MINUTES } CITY OF PIKEVILLE

Should conditions arise which, in the judgment of the Commissioner of Highways, render it burdensome to the general welfare of the Commonwealth to continue any work commenced under terms of this contract, the bureau may suspend or curtail such work.

It is understood and agreed that any urban road or city street listed as a project in this contract shall not include structures, single span or multiple span, having a length of more than twenty feet measured on a horizontal plane along the centerline of roadway between the inside faces of abutments or end bents at the bridge seats, the intrados of arches at the abutment springing lines, or the inside faces of the outer sidewalks, unless they are specifically designated as a separate project.

It is further agreed between the parties hereto that all obligations incurred under this contract are subject to any law or regulations now existing or hereafter enacted or promulgated.

The Bureau of Highways assumes no responsibility for roads or streets not made a part of this contract and for those which are so listed only such responsibility as is detailed in this contract and then only insofar as funds are available. The legislative body or the fiscal court acknowledges its total responsibility for roads or streets not listed in this contract.

The chief executive officer of the said incorporated area, the County judge of the said unincorporated urban place, and the Commissioner of Highways, or their authorized representatives, insofar as their actions are in accord with the laws of the Commonwealth of Kentucky, shall act for their respective parties on all matters arising under this contract.

IN TESTIMONY WHEREOF, the parties hereto have executed this contract on this the _____ day of _____, 19__.

Incorporated Area of Pikeville, Pike County

By: /s/ W. C. HAMBLEY, M. D., MAYOR
Chief Executive Officer

Bureau of Highways

By: _____
COMMISSIONER OF HIGHWAYS OR
DESIGNATED REPRESENTATIVE

Now therefore be it resolved by the Legislative Body of Pikeville Pike County that the Chief Executive Officer is hereby authorized and directed to sign said contract, as set forth, on behalf of the Legislative Body of Pikeville, Pike County and Clerk of Pikeville _____ is hereby authorized and directed to certify thereto.

The vote taken on said Resolution, the result being as follows:

| <u>AYES</u> | <u>NAYS</u> |
|-----------------------------|-------------|
| <u>W. C. HAMBLEY, MAYOR</u> | _____ |
| <u>ROBERT AMOS, JR.</u> | _____ |
| <u>KERMIT SEXTON</u> | _____ |
| <u>THOMAS HOWELL</u> | _____ |
| <u>WILLIE JOE MEADE</u> | _____ |

MINUTES } CITY OF PIKEVILLE

I, _____, Clerk of the _____ City of
Pikeville, _____ certify that the foregoing is a true copy of the Order above which
is of record in my office in Book 9, Page _____. Given under my
hand and seal of office this the 20 day of May, 1974.

SIGNED /s/ CHARLES L. HUFFMAN, JR.

CLERK OF _____ PIKEVILLE

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

Commissioner Robert Amos, Jr., made the motion to advertise for bids
for paving on the Williams Hollow Road. 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 of business was to approve relocation expense for James D.
Charles in the amount of \$330.00 for moving costs.

Commissioner Robert Amos, Jr., made the motion to pay the amount of
\$330.00 to James D. Charles for relocation expense. 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

Resolution R-74-22 was presented and read entitled:

R-74-22

RESOLUTION AUTHORIZING EXECUTION OF SUPPLEMENTAL MEMORANDUM
OF UNDERSTANDING BETWEEN CITY OF PIKEVILLE AND STATE HIGHWAY
DEPARTMENT

WHEREAS, by Agreement dated May 1, 1973, the City of Pikeville, along
with the Pikeville Urban Renewal and Community Development Agency entered into an
Agreement with the Department of Transportation, Bureau of Highways concerning the
respective responsibilities and liabilities of the parties thereto in regard to
the acquisition of right-of-way for State Highway Project APD 127 (39) and APD
506 (15), and;

WHEREAS, it is now necessary to supplement and amend the original
memorandum of understanding,

NOW, THEREFORE, BE IT RESOLVED that W. C. Hambley be and he is hereby is
authorized to execute a Supplemental Memorandum of Understanding between the City
of Pikeville and State Highway Department of Kentucky, a copy of which is attached
hereto and made a part hereof by reference and marked Exhibit "A" for identification.

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, Kentucky this 13th day of May, 1974.

MINUTES } CITY OF PIKEVILLE

Commissioner Robert Amos, Jr., move the passage of the above Resolution. Commissioner Thomas Howell seconded the said Motion. Upon roll call the fote was as follows:

| | |
|---------------------|-----|
| Mayor W. C. Hambley | Yes |
| Robert Amos | Yes |
| Thomas J. Howell | Yes |
| Kermit Sexton | Yes |
| Willie Joe Meade | Yes |

The Mayor declared the foregoing Resolution adopted.

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

ATTEST:

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

REVISED AGREEMENT

THIS REVISED MEMORANDUM OF UNDERSTANDING made entered into this 13th day of May, 1974, by and between the CITY OF PIKEVILLE, KENTUCKY AND PIKEVILLE URBAN RENEWAL AND COMMUNITY DEVELOPMENT AGENCY, designated hereafter as the Local Public Agencies (LPA), and the KENTUCKY DEPARTMENT OF TRANSPORTATION, BUREAU OF HIGHWAYS, hereafter called the State.

WHEREAS, the LPA and the State executed a agreement or memorandum of understanding on May 1, 1973, and WHEREAS, in the interest of time, the public interest, and reimbursement of funds to the LPA, by the State, it is the desire of the parties hereto to execute this revised agreement of memorandum of understanding to show the true meeting of the minds of the parties hereto.

AND, WHEREAS, a portion of the land acquired - or to be acquired - in the Multi-Agency Open Cut Project, and / or in URA Project R-72 and included in the Urban Renewal Plan for said Project, will be or is needed as right-of-way for State Highway Projects APD 127 (39) and APD 506 (15); said portion being identified as shown on the plans for said projects.

AND, WHEREAS, it is in the public interest that this portion of land or right-of-way be conveyed to the State when the highway right-of-way requirements are definitely established;

AND, WHEREAS, the LPA's documented cost of acquisition, as approved by the review appraiser, including incidental acquisition and clearance expenses, occupant relocation costs where compensable under State law in conformity with the Federal-aid Highway Act and the Uniform Relocation Assistance Act, but excluding interest on borrowed money and administrative overhead expense, is acceptable to the State as reasonable value of the land so acquired;

It is hereby agreed that the portion of the Multi-Agency Open Cut Project needed and identified for highway right-of-way purposes shall be reserved by the LPA and conveyed to the State when available, and subject to payment to the LPA of tabulated verified cost of the highway right-of-way portion of the land so acquired. Conveyance of title to the State shall establish an obligation on the part of the State to pay said costs. The State shall accept title and pay said costs within four (4) months after being advised by the LPA that the right-of-way portion of the land is available.

For acquired parcels partly within and partly without the required highway right-of-way, costs chargeable to the State for land, improvements and incidentals shall be prorated on the basis of ratio which the land area within the highway right-of-way bears to the total land area of the parcel.

Except however, in the interest of time, where the LPA because of court delays is unable to convey title to the State, but has expended identifiable reimbursable cost items, the State may agree to reimburse the LPA for Pro-rata costs incidental to the property acquisition and Relocation Assistance, such as; Appraisal Fees, Review Appraisal Fees, Mineral Appraisal Fees, Relocation Assistance Costs, Incidental expenses (limited to Title III of the Uniform Act of 1970), Legal and Title examination fees and Demolition or building Removal Costs. All of the foregoing cost items to be reimbursable shall be identified by parcel number, documented and properly supported for payment.

MINUTES } CITY OF PIKEVILLE

For parcels acquired by the LPA under terms of this agreement, LPA will conform with all provisions of the Uniform Relocation Assistance and Real Property Acquisition Policy Act of 1970. The State shall pay to LPA any relocation costs chargeable to it where compensable under State law and in conformity with said Act.

It is further understood that upon conveyance to the State the Kentucky Office of the U. S. Department of Housing and Urban Development will certify that all acquisition and relocations of the affected property owners have been made in conformance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.

CITY OF PIKEVILLE, KENTUCKY

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

PIKEVILLE URBAN RENEWAL AND COMMUNITY
DEVELOPMENT AGENCY

BY: /s/ HERMAN G. DOTSON
HERMAN G. DOTSON

COMMONWEALTH OF KENTUCKY
DEPARTMENT OF TRANSPORTATION

BY: SECRETARY OF TRANSPORTATION

BUREAU OF HIGHWAYS

APPROVED,
FORM AND LEGALITY

GENERAL COUNSEL

BY: COMMISSIONER OF HIGHWAYS

Commissioner Robert Amos, Jr., made the motion to adopt the above 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

Mayor Hambley read the following letter from Robert C. Johnson.

May 7, 1974

W. C. Hambley, M. D., Mayor
Pikeville
Kentucky 41501

Dear Mr. Hambley:

The Bowles Heirs are presently receiving natural gas from a City line for domestic use, pending the construction of a new supply line for them by the Bureau of Highways. The Bureau has also agreed to bear the expense of this gas usage until they (the Bowles) are reconnected to the free supply from Cedar Creek, should they be billed for the gas they use.

Judge Venters would like to be assured that they can remain connected to the City line until they are resupplied from Cedar Creek gas and to bring to the attention of you and the commissioners that they are now connected to your lines. I understood that Ayers and Bobby Justice are aware of this, by the Judge wants to go on record with the City in this regard.

I believe a simple motion at the next regular meeting, affirming that you will supply them as necessary, until they are otherwise provided for, will be all that is necessary, and then provide Judge Venters with an extract of your minutes to verify the understanding. If this is not acceptable, please let the Judge (and me) know as soon as possible.

MINUTES } CITY OF PIKEVILLE

Very truly yours,

Robert C. Johnson
Executive Director

RCJ/djj

cc to: Ayers Shortt, City Manager
Larry Webster, Attorney
DR. T. H. Howell, City Commissioner
Kermit Sexton, City Commissioner
Joe Meade, City Commissioner
Robert Amos, City Commissioner

Mayor Hambley stated that the motion would be that the Bowles Heirs be supplied and metered from the City's gas line. Mayor Hambley further stated that the Bowles Heirs remain connected to the City's line until they are reconnected to their gas source from Cedar Creek.

Commissioner Kermit Sexton made the motion to supply the Bowles Heirs with the City's gas until they are reconnected to their gas source from Cedar Creek. 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

Resolution R-74-18 was presented and read entitled:

R-74-18

RESOLUTION APPROVING A CONTRACT BY THE CITY OF PIKEVILLE
FOR AND IN BEHALF OF THE CITY DEMONSTRATION AGENCY AND THE
PIKEVILLE INDEPENDENT SCHOOL SYSTEM

Elementary Learning Center

The City Commission of the City of Pikeville deems it advisable to approve a contract attached hereto and made a part hereof as Attachment "A" in behalf of the City Demonstration Agency, contracting with the Pikeville Independent School System.

WHEREAS, it is necessary that this contract be approved in order for Third Action Year funds not to exceed the amount of Twelve Thousand (\$12,000.00) Dollars be released to the Contractor, the Pikeville Independent School System for operation of the Elementary Learning Center Project.

THEREFORE, THE CITY COMMISSION OF THE CITY OF PIKEVILLE HEREBY RESOLVE:

1. That a contract attached hereto and made a part hereof as Attachment "A" between the City of Pikeville, City Demonstration Agency and the Pikeville Independent School System is hereby approved.

2. That the Mayor, W. C. Hambley, M. D., is hereby authorized to subscribe and execute this contract for and in behalf of the City of Pikeville, City Demonstration Agency.

3. An emergency exists; THEREFORE, this Resolution shall be in full force and effect immediately upon subscription and approval by this Commission.

At Pikeville, Pike County, Kentucky, this the 13th day of May, 1974.

Commissioner Robert Amos, Jr. moved the adoption of the foregoing Resolution.

Commissioner Thomas Howell seconded the motion.

Upon roll call, the vote was as follows:

| | |
|--------------------------------|-----|
| W. C. Hambley, Mayor | Yes |
| Robert Amos, Commissioner | Yes |
| Thomas Howell, Commissioner | Yes |
| Kermit Sexton, Commissioner | Yes |
| Willie Joe Meade, Commissioner | Yes |

The Mayor declared the Resolution adopted.

MINUTES } CITY OF PIKEVILLE

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

ATTEST:

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

Commissioner Robert Amos, Jr., made the motion to adopt the above 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

Resolution R-74-19 was presented and read entitled:

R-74-19

RESOLUTION APPROVING A CONTRACT BY THE CITY OF PIKEVILLE
FOR AND IN BEHALF OF THE CITY DEMONSTRATION AGENCY AND THE
PIKEVILLE INDEPENDENT SCHOOL SYSTEM

ELEMENTARY LEARNING CENTER

The City Commission of the City of Pikeville deems it advisable to approve a contract attached hereto and made a part hereof as Attachment "A" in behalf of the City Demonstration Agency, contracting with the Pikeville Independent School System.

WHEREAS, it is necessary that this contract be approved in order for Fourth Action Year funds not to exceed the amount of Eighteen Thousand (\$18,000.00) Dollars be released to the Contractor, the Pikeville Independent School System for operation of the Elementary Learning Center Project.

THEREFORE, THE CITY COMMISSION OF THE CITY OF PIKEVILLE HEREBY RESOLVE:

1. That a contract attached hereto and made a part hereof as Attachment "A" between the City of Pikeville, City Demonstration Agency and the Pikeville Independent School System is hereby approved.

2. That the Mayor, W. C. Hambley, M. D., is hereby authorized to subscribe and execute this contract for and in behalf of the City of Pikeville, City Demonstration Agency.

3. An emergency exists; THEREFORE this Resolution shall be in full force and effect immediately upon subscription and approval by this Commission.

At Pikeville, Pike County, Kentucky, this the 13th day of May, 1974.

Commissioner Robert Amos, Jr. moved the adoption of the foregoing Resolution.

Commissioner Thomas Howell seconded the motion.

Upon roll call, the vote was as follows:

| | |
|--------------------------------|-----|
| W. C. HAMBLEY, MAYOR | YES |
| ROBERT AMOS, JR., COMMISSIONER | YES |
| THOMAS HOWELL, COMMISSIONER | YES |
| WILLIE JOE MEADE, COMMISSIONER | YES |
| KERMIT SEXTON, COMMISSIONERQ | YES |

The Mayor declared the Resolution adopted.

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

ATTEST:

/s/ CHARLES L. HUFFMAN, Jr., City Clerk
CHARLES L. HUFFMAN, JR., CITY CLERK

MINUTES } CITY OF PIKEVILLE

Commissioner Robert Amos, Jr., made the motion to adopt the above 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

Resolution R-74-20 was presented and read entitled:

R-74-20

RESOLUTION APPROVING A CONTRACT BY THE CITY OF PIKEVILLE
FOR AND IN BEHALF OF THE CITY DEMONSTRATION AGENCY AND
EASTERN KENTUCKY UNIVERSITY

Cooperative Nursing Education

The City Commission of the City of Pikeville deems it advisable to approve a contract attached hereto and made a part hereof as Attachment "A" in behalf of the City Demonstration Agency, contracting with Eastern Kentucky University.

WHEREAS, it is necessary that this contract be approved in order for Fourth Action Year funds not to exceed the amount of Twenty-Five Thousand (\$25,000.00) Dollars be released to the Contractor, Eastern Kentucky University for operation of the Cooperative nursing Education Project.

THEREFORE, THE CITY COMMISSION OF THE CITY OF PIKEVILLE HEREBY RESOLVE:

1. That a contract attached hereto and made a part hereof as Attachment "A" between the City of Pikeville, City Demonstration Agency and Eastern Kentucky University is hereby approved.

2. That the Mayor, W. C. Hambley, M. D., is hereby authorized to subscribe and execute this contract for and in behalf of the City of Pikeville, City Demonstration Agency.

3. An emergency exists; THEREFORE, this Resolution shall be in full force and effect immediately upon subscription and approval by this Commission.

At Pikeville, Pike County, Kentucky, this the 13th day of May, 1974.

Commissioner Kermit Sexton moved the adoption of the foregoing Resolution.

Commissioner Willie J. Meade seconded the motion.

Upon roll call the vote was as follows:

| | |
|--------------------------------|-----|
| W. C. HAMBLEY, MAYOR | YES |
| ROBERT AMOS, COMMISSIONER | YES |
| THOMAS HOWELL, COMMISSIONER | YES |
| WILLIE JOE MEADE, COMMISSIONER | YES |
| KERMIT SEXTON, COMMISSIONER | YES |

The Mayor declared the Resolution adopted.

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

ATTEST:

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

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

MINUTES } CITY OF PIKEVILLE

Resolution R-74-23 was presented and read entitled:

R-74-23

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT FOR ENGINEERING
SERVICES BETWEEN CHARLES ENGINEERING COMPANY AND THE CITY OF
PIKEVILLE

BE IT RESOLVED that the Mayor of Pikeville, Kentucky is authorized to execute an agreement between the City of Pikeville, Kentucky and the Charles Engineering Company, a copy of which is attached hereto and marked Exhibit "A" for engineering services within the City of Pikeville, Kentucky. The Mayor is authorized to bind the City to terms thereof, it appearing to the Commission that the execution of said contract is the best interest of the City.

An emergency exists; therefore this Resolution shall be in full force and effect, immediately upon passage of same.

At Pikeville, Kentucky this 13th day of May, 1974.

Commissioner Robert Amos moves the passage of the above Resolution.

Commissioner Thomas Howell seconded said motion. Upon roll call the vote was as follows:

| | |
|---------------------|-----|
| Mayor W. C. Hambley | Yes |
| Robert Amos | Yes |
| Thomas J. Howell | Yes |
| Kermit Sexton | Yes |
| Willie Joe Meade | Yes |

The Mayor declared the foregoing Resolution adopted.

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

ATTEST:

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

Commissioner Robert Amos, Jr., made the motion to adopt the above 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

Contract on file in City Clerk's Office.

City Attorney, Larry Webster stated that he had sent a letter to Mays Construction Company indicating that the City would pay the wage scale for the Water & Gas Line Relocation Project.

Mayor Hambley stated that the City would have to base the wage scale on what the labor costs are.

Commissioner Kermit Sexton suggested that the City Attorney, Larry Webster contact the Highway Department and remind them of the participating items that they are dealing in and that they should pay 100 percent reimbursement.

Resolution R-74-25 was presented and read entitled:

R-74-25

RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO BORROW
THE SUM OF \$25,000.00 TOWARD THE PURCHASE OF A SUTPHEN FIRE
TRUCK

MINUTES } CITY OF PIKEVILLE

WHEREAS, the City of Pikeville, Kentucky has recently purchased a new Fire Truck, manufactured and sold by The Sutphen Company; and,

WHEREAS, there is a balance due on the purchase thereof in the sum of \$25,000.00, for which it will be necessary for the City of Pikeville to negotiate a loan;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Clerk of Pikeville Kentucky is hereby authorized to secure a loan from the First National Bank in the principal sum of \$25,000.00 for the purpose of paying balance due on said Fire Truck. The Mayor and City Clerk is authorized to negotiate said loan on such terms as he may deem most favorable to the City of Pikeville. The Mayor and City Clerk is further authorized to grant a lien or security interest in said Fire Truck to the lender, to secure the payment of said loan.

The Mayor of Pikeville, Kentucky is hereby authorized to execute such documents as may be necessary to effect the granting of a lien, mortgage or security interest in and to said Fire Truck, to secure the above authorized loan.

All Ordinances, resolutions, or orders of parts thereof in conflict with the provisions of this Resolution are to the extent of such conflict hereby repealed.

AT PIKEVILLE, KENTUCKY, this 13th day of May, 1974.

Commissioner Robert Amos moved for the adoption of the foregoing Resolution; Commissioner Thomas Howell seconded the motion. Upon roll call the vote was as follows:

| | |
|--------------------------------|-----|
| W. C. HAMBLEY, MAYOR | YES |
| ROBERT AMOS, JR., COMMISSIONER | YES |
| KERMIT SEXTON, COMMISSIONER | YES |
| T. J. HOWELL, COMMISSIONER | YES |
| WILLIE JOE MEADE, COMMISSIONER | YES |

The Mayor declared the foregoing Resolution adopted.

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

ATTEST:

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

Commissioner Robert Amos, Jr., made the motion to adopt the above 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

City Attorney, Larry Webster stated that he was asked by Kenneth Childers to prepare an Ordinance on closing an alley on third street.

Mayor Hambley suggested that the City Manager, Ayers Shortt and the engineer get together and look the situation over before they consider the Ordinance.

Michael Blackburn came before the Commission requesting 15 acres of the Industrial Site for the purpose of manufacturing.

Mayor Hambley informed Mr. Blackburn that he didn't know what was going to be available at this time.

Mayor Hambley stated that the City would have to have strong guarantee that buildings of certain specifications will be put on the land.

Mayor Hambley instructed the City Manager, Ayers Shortt to study the tract and to study how to partition the tracts off and report back to the Commission.

MINUTES } CITY OF PIKEVILLE

Final Estimate #5 for Mays Construction Company was presented in the amount of \$29,967.96.

After a brief discussion Mayor Hambley stated that they would have to pass a Resolution to pay the Estimate.

Resolution R-74-24 was presented and read entitled:

R-74-24

RESOLUTION AUTHORIZING INTERIM FINANCING FOR WATER & GAS
RELOCATION PROJECT SOUTH OF THE CITY OF PIKEVILLE

WHEREAS, the City of Pikeville has contracted for and is presently in the process of Relocating Water & Gas Lines of the City of Pikeville, and

WHEREAS, Financing Arrangements are noe being made. THEREFORE, and

WHEREAS, it is necessary; however, to acquire Interim Financing,

NOW , THEREFORE, BE IT RESOLVED that the Mayor and City Clerk of the City of Pikeville, Kentucky be and they are hereby authorized to arrange for Interim Financing in connection with the Water & Gas Relocation Project of the City of Pikeville.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized to secure a loan in the amount of \$29,967.96 for a period not to exceed 90 days.

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 13th day of May, 1974.

Commissioner Kermit Sexton moved the adoption of the foregoing Resolution and Commissioner Robert Amos, Jr., seconded the motion. Upon roll call the vote was as follows:

| | |
|--------------------------------|-----|
| W. C. HAMBLEY, M. D., MAYOR | YES |
| KERMIT SEXTON, COMMISSIONER | YES |
| ROBERT AMOS, COMMISSIONER | YES |
| THOMAS HOWELL, COMMISSIONER | YES |
| WILLIE JOE MEADE, COMMISSIONER | YES |

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

ATTEST:

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

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

The Commission had a lengthy discussion concerning the gas rates.

Mayor Hambley stated that the City has had a substantial increase in gas rates from Columbia.

After discussing the situation Mayor Hambley stated that the City may need to raise the gas rates to pay for the City's Financing.

Mayor Hambley instructed City Manager, Ayers Shortt to check the prices on the gas rates and report back to the Commission.

MINUTES } CITY OF PIKEVILLE

City Attorney, Larry Webster stated that he had received several calls from the people on Ferguson's Creek stating that they helped pay for the Lindsey and Elliott Gas Line and that they were not required to pay a deposit.

Commissioner Willie J. Meade stated that the people on Ferguson Creek bought their own meter and regulator and run their own gas line.

After a lengthy discussion Mayor Hambley instructed City Attorney, Larry Webster to prepare a letter for the newly acquired line to relieve the property owners of the deposit but the renters would have to pay a deposit to get the gas turned on.

Mayor Hambley also stated that those who were not now attached to the line and are not metered would have to pay the regular costs for insulation and hook up deposit.

Mayor Hambley further stated that they would follow the current policy within the City of Pikeville because now they are on the City's gas System.

City bills were presented in the amount of \$21,643.91.

| | | |
|-----------------------|-------------------------|--------------------|
| DIRECT SALES COMPANY | | \$ 1,645.90 |
| MAYS CONSTRUCTION CO. | (WAGE SCALE DIFFERENCE) | 1,898.59 |
| ROBERT PRESTON | (TRAVEL EXPENSE) | 107.22 |
| PIERCE MFG., INC. | (MINI - PUMPER) | 17,992.20 |
| TOTAL AMOUNT | | <u>\$21,643.91</u> |

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

Mayor Hambley stated that the bill from Pierce Manufacturing Company would come out of Revenue Sharing Trust Fund

Model City bills were presented in the amount of \$1,109.79.

| | | |
|---------------------|-------------------|--------------------|
| Temporary Housing | Request No. 23 | 313.15 |
| Ed Hellier | Rent to June 15 | 300.00 |
| Harry Bradley | Williamson Daily | 2.80 |
| Greg Burnette | Courier-Journal | 4.50 |
| Means Service | May Acct. | 7.65 |
| Ky. Power Co. | April Acct. | 53.09 |
| City Utilities | April Acct. | 46.59 |
| C and R | April Acct. | 7.66 |
| Orkin Exterminating | April Acct. | 8.00 |
| S. Central Bell | April Acct. | 89.57 |
| Honaker's Inc. | April Acct. | 12.22 |
| Camera and Diamond | Film | 2.20 |
| Big Sandy Wholesale | Building Expenses | 27.36 |
| Xerox Corporation | Copier Use | 235.00 |
| TOTAL | | <u>\$ 1,109.79</u> |

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

Commissioner Kermit Sexton made the motion to reinstall the radar in the police cruisers. 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 |

MINUTES } CITY OF PIKEVILLE

The Motion Carried

Commissioner Kermit Sexton made the motion to send three firemen to school at Lexington and the expenses are not to exceed \$100 each. 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

Mayor Hambley stated that the State would pay for sending one of the Firemen to school at Lexington.

Commissioner Willie J. Meade stated that he had received a letter from Mary Fox concerning her sewage problems.

After a brief discussion Mayor Hambley instructed City Manager, Ayers Shortt to get with Mary Fox to find out where the problems are.

City Manager, Ayers Shortt informed the Commission that the City has until August 1, 1976 to be cathodically protected in accordance to the Federal Government which includes all lines within the City of Pikeville.

City Manager, Ayers Shortt stated that approximately 35 miles of buried piping are involved.

Mayor Hambley instructed City Manager, Ayers Shortt to advertise for proposals for making a corrosion survey.

City Manager, Ayers Shortt informed the Commission that he had received a letter from the office of the County Judge, concerning traffic violations that were being issued to the Magistrates.

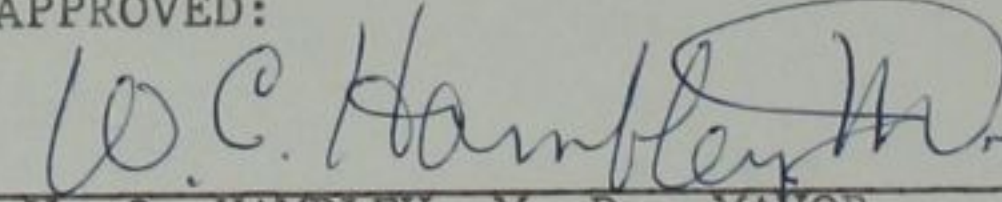
After a lengthy discussion Mayor Hambley suggested that City Manager, Ayers Shortt to negotiate with Judge Rutherford to know exactly what they are going to pay and what for, beginning in July, 1974.

Commissioner Willie J. Meade made the motion to adjourn. 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 |

MEETING ADJOURNED

APPROVED:


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

ATTEST:

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

SPECIAL MEETING - MAY 20, 1974

At a special meeting of the Board of Commissioners of the City of Pikeville, held in City Hall on May 20, 1974, at 2:00 P. M., the following members were present:

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