

MINUTES } CITY OF PIKEVILLE

Rec. # 74-4: CORRECT IMPROPER WIRING

We noticed that the fuse box in the garage is missing its cover. Also, one of the fuses keeps shorting out so there was some temporary rearranging of some of the wires. It is recommended that a qualified electrician repair this and replace the cover to prevent electrocutions or possible fires from shorts or build up dust.

On my next visit to Pikeville, I will be looking forward to working with you and Bob to discuss the future development of your safety program. If additional copies of the materials sent to Bob are needed, or you decide on a film that might be beneficial, drop me a line and I will forward them to you.

Respectfully yours,

Ken Abbott
Loss Prevention Representative

KA/dj

P. S. - Due to possible questions that might arise and needed discussion on various topics within your safety program, I felt that it would be more beneficial to personally give you the materials requested in October.

Ken Abbott

Commissioner Robert Amos, Jr., 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
	Thomas Howell	Yes
	Willie J. Meade	Yes
	Robert Easton	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

SPECIAL MEETING - OCTOBER 10, 1974

At a special meeting of the Board of Commissioners of the City of Pikeville, held in City Hall on October 10, 1974, at 10:00 A. M. the following members were present:

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

NOTICE OF SPECIAL MEETING

TO: MAYOR:	W. C. HAMBLEY, M. D.
COMMISSIONERS:	ROBERT AMOS, JR.
	THOMAS HOWELL
	WILLIE JOE MEADE
	ROBERT EASTON

You are hereby notified that the Board of Commissioners of the City of Pikeville is called to meet in a special session at Ten A. M., (10:00 A.M.), on Thursday, October 10, 1974, at City Hall, in the City of Pikeville, Kentucky for the following purposes:

MINUTES } CITY OF PIKEVILLE

1. To Approve Agreement with HOL-ACC Corporation

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

/s/ Robert Amos, Jr.

COMMISSIONERS

I, Jess Johnson, Chief of Police of the City of Pikeville, Kentucky, do hereby certify that on October 9, 1974, I served in the manner provided by law upon Special Meeting, a true and correct copy of the foregoing Notice.

This 9th day of October, 1974.

/s/ Jess Johnson
CHIEF OF POLICE

By John P. Huffman /s/

I hereby acknowledge receipt of copy of the foregoing Notice of Special Meeting of the Board of Commissioners of the City of Pikeville, Kentucky to be held on October 10, 1974, at 10:00 A.M., at City Hall in Pikeville, Kentucky.

/s/ Willie Joe Meade

/s/ Robert Amos, Jr.

/s/ T. J. Howell

COMMISSIONERS

The meeting was called to order at 10:00 A. M.

Resolution R-74-44 was presented and read entitled:

R-74-44

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT FOR SURFACE MINING RIGHTS BETWEEN THE CITY OF PIKEVILLE AND HOL-ACC CORPORATION

WHEREAS, the City is the owner of certain surface properties comprising the Watershed of Cole Hollow, in Pike County, Kentucky, and:

WHEREAS, the City Attorney has drawn an Agreement whereby the city grants to Hol-Acc Corporation surface rights for the mining of same, for the consideration of the said Hol-Acc Corporation's agreeing to deposit overburden, topsoil, and other surface mining refuse in accordance with the specifications of the City,

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Pikeville, Kentucky that the Mayor is hereby authorized to enter into the said Agreement with the Hol-Acc Corporation, and to bind the City to the terms thereof.

At Pikeville, Kentucky this 10 day of October, 1974.

An emergency is declared to exist; therefore the within Resolution shall be effective immediately upon subscription and approval of same.

Upon Roll call the vote was as follows:

W. C. Hambley, Mayor	Yes
Robert Amos, Commissioner	Yes
Robert Easton, Commissioner	Absent
Thomas J. Howell, Commissioner	Yes
Willie Joe Meade, Commissioner	Absent

The Mayor declared the within Resolution adopted.

This 10 day or October, 1974.

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

ATTEST:

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

MINUTES } CITY OF PIKEVILLE

AGREEMENT FOR MINING RIGHTS

THIS AGREEMENT made and entered into this 10 day of October, 1974 by and between THE CITY OF PIKEVILLE, hereinafter called the CITY, and HOL-ACC CORPORATION, hereinafter called the COMPANY.

WHEREAS, the City is the owner of certain surface properties lying within the Watershed of Cole Hollow in Pike County, Kentucky, and;

WHEREAS, the Company is undertaking the mining of said property by lawful surface mining methods, and;

WHEREAS, it is the intention of the parties hereto by this Instrument for the City to grant to the Company the right to enter upon the surface and to mine the said property on certain terms and conditions more specifically set forth hereinafter,

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements contained herein the parties do hereby agree as follows:

1. The City hereby grants to the Company the right to enter upon and to conduct lawful surface mining of the coal underlying the property owned by the City on the Watershed of Cole Hollow, in Pike County, Kentucky.

2. The Company shall not deposit overburden or mining refuse on the said property except by doing so at the direction of, and according to the instructions of the City, its duly authorized agents, servants, employees, or engineers.

3. The City agrees to provide the Company with specifications for the placing of overburden, topsoil, and refuse, upon the said property, which shall be done by the Company in accordance with such specifications.

4. The Company shall faithfully perform all requirements imposed upon them by State, Federal, or Local Mining Laws, and shall save the City free and harmless from any and all claims of liability to third parties by virtue of the Company's mining of the said property.

5. The right of the City to use, develop, and enjoy its surface property shall be paramount to the rights granted to the Company herein.

6. The City will accept the foregoing consideration, to-wit, the right to control the disposition of topsoil, overburden, and refuse, in full settlement of any and all surface damage done to the said property by the Company, so long as the Company is lawfully conducting its mining operations.

WITNESS our hands the day and date first above written.

CITY OF PIKEVILLE

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

ATTEST:

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

HOL-ACC CORPORATION

BY: Dan Holloway /s/
PRESIDENT

ATTEST:

/s/ John Koomash
SECRETARY

THIS INSTRUMENT WAS PREPARED BY:

/s/ Lawrence R. Webster
LAWRENCE R. WEBSTER
ATTORNEY AT LAW
PIKEVILLE, KENTUCKY

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
	Thomas Howell	Yes
	Willie J. Meade	Absent
	Robert Easton	Absent
MAYOR:	W. C. Hambley	Yes

The Motion Carried

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Commissioner Thomas Howell 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
	Thomas Howell	Yes
	Willie J. Meade	Absent
	Robert Easton	Absent
MAYOR:	W. C. Hambley	Yes

MEETING ADJOURNED

APPROVED:

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

ATTEST:

CHARLES L. HUFFMAN, JR., CITY CLERK

MINUTES- OCTOBER 14, 1974

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

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

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

Mayor W. C. Hambley presented and read the Lease Agreement between the City of Pikeville and the Housing Authority of Pikeville.

LEASE AGREEMENT

THIS AGREEMENT, made and entered into this 14 day of October, 1974, by and between the City of Pikeville, Kentucky, a Municipal corporation of Kentucky (hereinafter referred to as the "Municipality") and the Housing Authority of Pikeville, a public body and a body corporate and politic existing under the laws of the Commonwealth of Kentucky (hereinafter referred to as the "Local Authority");

WITNESSETH:

WHEREAS, the Local Authority is developing, with financial assistance of the United States of America (hereinafter referred to as the "GOVERNMENT"), pursuant to the provisions of the United States Housing Act of 1937, as amended, a low-rent housing project known as Project KY-107-1 (hereinafter called the "Project") located in the City of Pikeville, Kentucky, for operation pursuant to the terms and conditions of Annual Contributions Contract No. A-2077, with the Government, dated December 30, 1970, and

WHEREAS, the Housing Authority of Pikeville, as a benefit to and for the residents of the Project, as a necessary appurtenance thereto, desires to provide community, maintenance, and management spaces adequate to serve such needs of the Project and its residents, and

WHEREAS, the Municipality holds title to all of that tract or parcel of land and the improvements thereon located in the City of Pikeville, Pike County, Kentucky, described as follows:

Located between street parallel to the U. S. 23 Bypass route and the Levisa Fork of the Big Sandy River, and being that property known as the Perry A. Cline School Building, together with the entire tract of land occupied by the said buildings, and

WHEREAS, the Local Authority desires to renovate and furnish a portion of the said Perry O. Cline school building for the purpose of providing community, maintenance, and management spaces to serve such needs of the Project and its residents, and

WHEREAS, the Local Authority desires to obtain from the Municipality adequate assurance that that portion of the said building which the Local Authority may renovate and furnish will be available for use by the Local Authority, the Project, and the residents of the Project continuously throughout the life of the Annual Contributions Contract, and