

# MINUTES } CITY OF PIKEVILLE

Commissioner Robert Easton made the motion to approve the above ordinance. Commissioner Thomas Howell seconded the motion. Upon roll call the vote was as follows:

COMMISSIONERS:	Thomas Howell	YES
	Robert Easton	YES
	Willie Joe Meade	ABSENT
	Robert Amos, Jr.	NO
MAYOR:	W. C. Hambley	YES

THE MOTION CARRIED

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

COMMISSIONERS:	Thomas Howell	Yes
	Robert Easton	Yes
	Willie Joe Meade	Absent
	Robert Amos, Jr.	Yes
MAYOR:	W. C. Hambley	Yes

THE MOTION CARRIED

APPROVED:

*W. C. Hambley, Jr.*  
 Mayor W. C. Hambley, M.D.

ATTEST:

\_\_\_\_\_  
 Charles L. Huffman  
 City Clerk

## MINUTES - February 10, 1975

At a regular meeting of the Board of Commissioners of the City of Pikeville, held in City Hall on February 10, 1975 at 7:30 P.M. The following members were present:

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

The meeting was called to order at 7:35 P.M., and began with the Assistant City Clerk reading the minutes for the period of January 27, 1975. The minutes were approved as read without any additions or corrections.

Resolution R-75-08 was presented and read entitled:

R-75-08

RESOLUTION AUTHORIZING THE CITY DEMONSTRATION AGENCY  
 TO PROCEED WITH THE CONTINUATION OF OPERATING PROJECTS  
 TO REFLECT YEAR IV EXTENSION

WHEREAS, the City Demonstration agency has been advised by the Department of Housing and Urban Development that the Year IV Program has been extended until June 30, 1975.

## MINUTES } CITY OF PIKEVILLE

WHEREAS, the Regional Office of Housing and Urban Development has recommended that the Pikeville City Demonstration Agency proceed with necessary expenditures for the continuation of operating projects which are: Elementary Learning Center, Radiation Unit (Year 3 and Year 4), and Cooperative Nursing Program.

WHEREAS, the extension of the Year IV Program for the Additional time does not increase the budget allocation for Year IV for any of the existing projects.

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

1. That the City Demonstration Agency is authorized to proceed with the continuation of operating project costs to reflect the extension of the Year IV Program.

2. That the City Demonstration Agency is authorized to amend all operating projects to reflect Year IV extension.

3. All expenditures for the continuation of necessary operating project costs shall be from now authorized monies and are not to exceed now authorized monies.

4. 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 10th day of February, 1975.

Commissioner Willie Joe Meade 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	<u>Yes</u>
Robert Amos, Commissioner	<u>Yes</u>
Thomas Howell, Commissioner	<u>Yes</u>
Willie Joe Meade, Commissioner	<u>Yes</u>
Robert Easton, Commissioner	<u>Yes</u>

The Mayor declared the Resolution adopted.

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

ATTEST: Charles L. Huffman, /s/  
CHARLES L. HUFFMAN  
CLERK

Resolution. Commissioner Willie Joe Meade made the motion to approve the above Resolution. Commissioner Thomas Howell seconded the motion.

Upon Roll call the vote was as follows:

COMMISSIONERS:	Thomas Howell	Yes
	Robert Easton	Yes
	Willie Joe Meade	Yes
	Robert Amos, Jr.	Yes
MAYOR:	W. C. Hambley	Yes

The Motion Carried

Model Cities Bills were presented in the amount of \$1,096.22.

## MINUTES } CITY OF PIKEVILLE

C & R Office Supply	Inv. #20147	\$	12.18
City Utilities Dept.	Jan. Acct.		75.47
Ed Hellier	Rent to 3/15/75		575.00
KY Power Company	Serv. for Jan.		60.22
Means Services	Serv. for Jan.		9.05
Orkin Exterm. Co.	Serv. for Jan.		10.00
Pike County Chamber of Com.	Stmnt. 1/27/75		16.00
E. F. Sanders	Photo Services		15.00
Xerox Corp.	Inv. #027744926		240.00
Mary Lou Draughn	Travel Exp. 1/24/75		83.30
		\$	1,096.22

Commissioner Willie Joe Meade made the motion to approve the Invoices. Commissioner Robert Easton seconded the motion.

Upon Roll Call the vote was as follows:

COMMISSIONERS:	Thomas Howell	Yes
	Robert Easton	Yes
	Willie Joe Meade	Yes
	Robert Amos, Jr.	Yes
MAYOR:	W. C. Hambley	Yes

The Motion Carried

A letter was presented and read by the Mountain View Mobile Home Park requesting Fire Department Service at any time without prior consent of Mayor W. C. Hambley.

January 31, 1975

Mr. Jay Collier  
City of Pikeville  
Pikeville, KY 41501

Dear Mr. Collier,

As discussed with you and the City Council I would like this letter to be of official notice from me that I will guarantee the payment for the use of fire fighting equipment should any family as residents of the Mountain View Mobile Home Park have need for such equipment.

I understand the charge for this is \$350.00.

I understand by you holding this letter that should a call be made from our park that the firemen would respond immediately without having to receive the approval of the Mayor before responding. If the above is satisfactory, will see that those who need to know that the Fire Department has the authority to respond should their services be needed.

Yours truly,

/s/ Robert Easton

Robert Easton

RGE/ lbd

Commissioner Robert Amos, Jr. made the motion to approve the above letter. Commissioner Willie Joe Meade seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONERS:	Thomas Howell	Yes
	Robert Easton	Abstain
	Willie Joe Meade	Yes
	Robert Amos, Jr.	Yes
MAYOR:	W. C. Hambley	Yes

The Motion Carried

Mayor W. C. Hambley read the following letter from Pikeville Independent School Board.

January 16, 1975

To: The Mayor and City Commission of  
Pikeville, Kentucky 41501

# MINUTES } CITY OF PIKEVILLE

Gentlemen:

At a regular meeting of the Pikeville Independent Board of Education held on January 13, 1975 the board passed an order directing its secretary to request the Pikeville City Commission to consider:

"Petition the Pike county Board of Education and the Pikeville Independent Board of Education to transfer the following boundary of area, located on Cedar Creek of Pike County, Kentucky; from the Pike County School District to the Pikeville Independent School District."

## Boundary Description:

Beginning at a point in Cedar Creek approximately 800' below the forks, existing corner of the Pikeville Independent school District boundary as of January 1, 1961; thence running up hill with school boundary-

S 17°E, 190'	to a point on line of the City of Pikeville and the Bowles Heirs; thence running with the city and bowles heirs line around hill
S 63°W, 140'	To a point; thence
S 12°W, 215'	To a point; thence
S 6°E, 465'	To a point; thence
S 12°W, 260'	To a point; thence
S 80°W, 110'	To a point; thence
N 21½°W, 360,	To a point; thence
N 12°W, 560'	To a point; thence
S 87°W, 540'	To a point; thence running across the valley
N 28°E, 520'	To a point on hilside; thence
N 58°E, 125'	To a point; thence
N 3½°W, 725'	To a point; thence
S 34°E, 845'	To a point; thence
N 69°E, 170'	To a point; thence down hill
S 17°E, 305'	To the beginning, containing <u>19.4 Acres.</u>

Your consideration of this request will be appreciated.

Sincerely,

Charles E. Spears, Secretary - Superintendent  
Pikeville Independent Schools

CES/s

May enclosed  
Description of existing School District enclosed

Upon reading the letter Mayor W. C. Hambley stated that it would be better to have one petition; rather than one now and one later on. He and the Commissioners proposed to wait till the construction was completed and at that time petitions would be drawn to include all property on Cedar Creek. The City Commission voted to instruct Larry Webster, City Attorney to convey their wishes to the Pikeville Independent School Board; by letter.

Commissioner Willie Joe Meade made the motion to appoint City Attorney Larry Webster to write The Pikeville Independent School Board of their decision. Commissioner Robert Easton seconded the motion.

# MINUTES } CITY OF PIKEVILLE

Upon Roll Call the vote was as follows:

COMMISSIONERS:	Thomas Howell	Yes
	Robert Easton	Yes
	Willie Joe Meade	Yes
	Robert Amos, Jr.	Yes
MAYOR:	W. C. Hambley	Yes

The Motion Carried

There was a lengthy discussion on a letter from Southern Crane and Construction, Inc. The Commission instructed Larry Webster City Attorney to check the letter out further.

1-17-75

Mr. Ayers Shortt  
City Manager  
Pikeville, KY 41501

Ref: Construction of Fire Station

Dear Mr. Shortt:

On January 2, 1974 a construction contract between city of Pikeville, Ky & Southern Crane & Construction Co. was signed, to supply and construct a fire station located on the out skirts of the city. Due to variou requirements, the site originally picked for the construction, and additional sites were not acceptable to various agencies within the state. We have postponed construction of said contract on various occasions and have been willing to do so plus provide any assistance we may have given. At this time we wish to notify you of our intent to void said contract due to the inability to start work on said job. Various other reasons were taken into consideration when this decision was made such as rising material, labor and fuel costs. We therefore are asking for a settlement in the amount of \$5,024.00.

WE regret the problems incurred on this project by you and your associates and do not wish to add to these problems but this decision had to be made.

Very Truly yours,  
Southern Crane & Const.

/s/ Dan Hill

Dan Hill  
General Manager

Mayor W. C. Hambley introduce Tom Dupree of Dupree & Company, Inc.

Mayor W. C. Hambley presented an agreement outlining service to be performed by his company in connection with the water and sewer bonds. After some discussion Commissioner Willie Joe Meade made the motion to approve the above agreement. Commissioner Thomas Howell seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONERS:	Thomas Howell	Yes
	Robert Easton	Yes
	Willie Joe Meade	Yes
	Robert Amos, Jr.	Yes
MAYOR:	W. C. Hambley	Yes

The Motion Carried

Honorable W. C. Hambley, Mayor  
-and-  
Members of the City Council  
City of Pikeville  
Pikeville, KY 41501

Gentlemen:

WHEREAS, Dupree & Company, Inc., has come before the Council with a plan for refunding outstanding water and sewer bonds in order to release the City from restrictive parity provisions in the indenture of the presently outstanding water and sewer bonds, which restrictive provision impairs the City's ability to meet normal growth demands of the water and sewer system, and

## MINUTES } CITY OF PIKEVILLE

WHEREAS, Dupree & Company, Inc., a licensed Municipal Bond Dealer with offices in the City of Lexington, Kentucky, has presented a proposal to this Board to act as Fiscal Agent in providing the following consultation, advice and professional services;

(a) We will employ nationally recognized Municipal Bond Counsel and we will furnish all minutes, resolutions, leases and other necessary documents in order to authorize, sell and deliver the bonds, together with the required legal opinion stating that the bonds have been legally issued in all respects. We will be available for consultation, planning and advice at all stages of the program and will meet with City Officials whenever necessary.

(b) We will advise as to the details of the Bond issue, including maturity schedule, redemption provisions, terms and conditions of bond bids, the actual timing of the sale and all other such details as may require expert knowledge of the municipal bond market.

(c) We will prepare and publish the Notice of Bond Sale in The Bond Buyer, The Louisville Courier-Journal and the local newspaper in which legal advertisement must appear. In addition, we will provide for and pay for the publication of all ordinances and resolutions necessary to the authorization of the bonds as legally required.

We will prepare and distribute an Official Statement to all interested bidders and potential buyers in advance of the sale in order to attract the largest possible interest in the bond sale. We will also provide the City with sufficient copies of the Official Statement so that all inquiries for same may be answered. We will work with the City in obtaining and assimilating all necessary data and information required for the Official Statement in order to present the bonds to prospective bidders in the best possible manner. It is agreed that the City will furnish us, without expense, all such data and information as are normally found in official statements of this type.

(d) We will have the engraved bonds printed by a nationally known banknote company, and have said bonds delivered to the place of signing, all at our expense.

(e) We will arrange for the signing and delivering of the bonds in any city in the continental United States, as designated by the successful purchaser.

(f) We will apply to the bond rating services for a rating and will assist in obtaining the best possible rating for the bonds if a rating is deemed necessary and pay the charges therefor.

(g) Since an integral part of a successful refunding operation requires investment of temporarity escrowed funds, Dupree & Company, Inc., assumes full responsibility for the arrangement of such investment, whether in Certificates of Deposit; U.S. Government Bonds or fully guaranteed bonds of U.S. Government Agencies. We will work closely with bond counsel to avoid violation of existing Treasury Department Rules relating to "arbitrage profit." When the investment of escrowed funds has been made and bids upon the refunding bonds are received we will compute actual savings for you information prior to the acceptance of the best bid.

For our services and expenses, acting as your Fiscal Agent, we are to be paid a fee according to the following schedule:

2.5% of the face amount of bonds sold and delivered for purposes of the refunding process, such fee to be due and payable to us upon delivery of the bonds and payment therefor received by you.

If the bonds are not sold for any reason, you will owe us nothing.

We will advise and consult with you regarding the bond issue as outlined above, however, all final decisions will be made by you, including the final determination to issue the bonds. Nothing herein shall prevent us from bidding on these bonds at the public sale.

Should market conditions change, making this refunding temporarity unfeasible, you agree to use our services at some future date to complete the refunding when it becomes feasible, unless, for some cause, you have exercised your right of cancellation as outlined in the next paragraph, hereof.

This agreement covering the refunding bond issue outlined in paragraph one will run one year from the date hereof, and will be automatically renewed from year to year thereafter unless terminated by either party, at any time for any reason, upon sixty days' written notice.

## MINUTES } CITY OF PIKEVILLE

Respectfully Submitted,  
DUPREE & COMPANY, INC.

by /s/ Thomas Dupree

Accepted this 10th day of February, 1975.

Charles L. Huffman  
Clerk

W. C. Hambley, MD  
Mayor

Mayor W. C. Hambley instructed Ayers Shortt City Manager to Check out a water and sewer problem on some Huffman property.

Mayor W. C. Hambley instructed Ayers Shortt to adjust John Faulkner's gas bill.

Ayers Shortt presented a letter from the Department of Justice. Mayor W. C. Hambley and the Commissioners instructed City Manager Ayers Shortt to make a better study of the situation and present the information at the next regular meeting.

A copy of the letter is on file at the City Clerk's Office.

City Manager, Ayers Shortt -- Larry Webster, City Attorney-- Larry Dotson and Robert Holcomb had a meeting concerning gas well number three (3) and the city felt that they were charged for gas they did not use. Their was a lengthy discussion on the subject but no action was taken.

Commissioner Robert Easton made the motion to Adjourn. Commissioner Willie Joe Meade seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONERS:	Thomas Howell	Yes
	Robert Easton	Yes
	Willie Joe Meade	Yes
	Robert Amos, Jr.	Yes
MAYOR:	W. C. Hambley	Yes

The Motion Carried

APPROVED:

W. C. Hambley  
W. C. Hambley, MD Mayor

ATTEST:

/s/ Charles L. Huffman  
Charles L. Huffman, City Clerk