

MINUTES } CITY OF PIKEVILLE

COMMISSIONER: Sid Ratliff Yes
 Thomas Howell Yes
 Robert Amos, Jr. Yes
 Willie Joe Meade Absent
 MAYOR: W.C. Hambley, M.D. Yes

MEETING ADJOURNED.

APPROVED:

Robert Amos, Jr. Mayor per Term
 W.C. HAMBLEY, M.D., MAYOR

ATTEST:

CHARLES L. HUFFMAN, JR.
 CITY CLERK

REGULAR MEETING - APRIL 26, 1976

At a regular meeting of the Board of Commissioners of the City of Pikeville, Kentucky, held in City Hall on April 26, 1976, at 7:30 P.M., the following members were present:

COMMISSIONER: Sid Ratliff (7:45)
 Robert Amos, Jr.
 Willie Joe Meade
 MAYOR: W.C. Hambley, M.D.

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

Mayor Hambley presented to the Assistant City Clerk a General Revenue Sharing Check in the amount of \$39,817.00.

Community Development bills were presented in the amount of \$1,344.18.

City Utilities	Service for April	70.66
Colloredo Associates	Prof. Services	698.27
Kentucky Power Co.	Service for April	26.51
Means Services	Service for April	9.78
Xerox Corporation	Inv. 035897649 Service for April	240.50
South Central Bell	Service for April	143.81
Sue Pugh	Travel Expenses	
	Pikeville to Louisville	154.65
		\$1,344.18

Commissioner Willie Joe Meade made the motion to approve the above invoices. Commissioner Robert Amos, Jr. second the motion.

Upon roll call the vote was as follows:

COMMISSIONER: Sid Ratliff Absent
 Thomas Howell Absent
 Robert Amos, Jr. Yes
 Willie Joe Meade Yes
 MAYOR: W.C. Hambley, M.D. Yes

The motion carried.

City bills were presented in the amount of \$122,752.05.

Alert Oil & Gas Co.	\$	594.40
Ashland Petroleum Co.		942.60
Ayers Shortt		100.35
Ashland Office Supply, Inc.		177.70
Big Sandy Electric & Supply Co.		323.28
Big Sandy Wholesale Co.		92.08
Brock-McVey Refrigeration Supply Co.		764.73
Bruce Walters Ford Sales, Inc.		22.46
B I F		68.27
Barb Construction, Inc.		29,006.73
Bob's Chain Saw Sales		138.54
Brandeis Machinery & Supply Corp.		81.60

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Burroughs Corporation - Business Machines Group	\$	25.20
C.D. Jacobs		76.46
C & R Office Supply Co., Inc.		42.91
Campbell Oil Tool, Inc.		2,042.27
Chrisman Insurance, Inc.		60.00
Columbia Gas of Ky., Inc.		29,263.17
Charles Electric		101.66
Charlie's Hardware		104.44
Cox Auto Parts Company, Inc.		33.30
Deskins Motor Co., Inc.		36.06
Department of Education - Surplus		240.50
Don Bush		75.00
Elliott Glass & Electric Co., Inc.		178.03
Elkhorn Stone Company		340.68
Elliott Glass, Inc.		121.57
Everett Johnson, Engineer		6.00
Evans C. McGraw		378.02
Farmers Feed and Supply Co.		65.62
Federal Copper & Aluminum Co.		395.37
Flomatcher Division		1,192.84
G.C. Murphy Co.		116.78
General Service Station		149.20
Goodall Printing Company		68.88
Helen's Flower Shop		45.78
Hobbs Ashland Service Station		2.09
Hobson Motor Sales		2.00
Intext Driver Testing Equipment		100.08
James Municipal Equipment, Inc.		41.32
Joe's Standard Service		121.17
John Conti Coffee Service, Inc.		23.35
Johnson Motor Sales Co., Inc.		13.09
John Perry Supply, Inc.		10.67
J.R. Hoe & Sons		720.00
Kentucky Power Company		4,404.84
Kingsley Equipment Co.		64.84
Law Library		41.00
Lindsey and Elliott		3,483.00
Lula Parson		402.00
Linton and Company		2,280.00
May & Green Dollar Company		7.56
Means Service Center		708.14
Mid-States Meter & Supply Co., Inc.		840.37
Magic Mart, Inc.		45.91
M & M Mine Supply Co., Inc.		28.86
Mine Service Company		1,048.95
Orkin Exterminating Co., Inc.		30.00
Occupational Tax Refunds		1,098.01
Old Dominion Brush Company		60.00
Pauley Building Center, Inc.		88.40
Pike Automotive Supply, Inc.		15.60
Pikeville College		22.72
Pike County Collieries		521.12
Pike County News		576.80
Pikeville Hardware		13.14
Pikeville United Service Company		178.66
Pikeville Ready Mix, Inc.		175.00
Pitney Bowes		33.00
Prentice-Hall, Inc.		28.46
Price's Gravely Sales		2,000.00
R.H. Worden		2,983.20
Riley & Scott Gas Co. - Park Well		795.60
Riley & Scott Gas Co. - Yost Well		2,509.50
Mrs. Ruby Riley		824.50
Roberts & Holcomb Enterprises		3,811.50
Reagan Fire Equipment Co.		1,614.88
Reynolds-Phillips Tire Co.		30.00
Ross International Supply Co., Inc.		189.78
Scott-Gross Co., Inc.		41.78
South Central Bell Telephone Co.		534.48
Southern Meter & Supply Co., Inc.		486.70
Standard Oil Company		1,014.06
State Contracting & Stone Co.		122.80
Two-Way Radio, Inc.		300.00
Valley Insurance Agency, Inc.		16,487.00
Water Works & Industrial Supply Co.		4,122.80
Xerox Corporation		135.00
Verti-Line Division		37.68
Whizz Auto Parts		8.16

TOTAL

\$ 122,752.05

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Commissioner Willie Joe Meade made the motion to approve the above invoices. Commissioner Robert Amos, Jr. second the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	Sid Ratliff	Absent
	Thomas Howell	Absent
	Robert Amos, Jr.	Yes
	Willie Joe Meade	Yes
MAYOR:	W.C. Hambley, M.D.	Yes

The motion carried.

Commissioner Robert Amos, Jr. made the motion to proceed with springing of the Athletic Field plus 10 feet around with Bermuda grass to be contracted with Kid-Well Turf of Cull-Pepper, Va. Commissioner Willie Joe Meade second the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	Sid Ratliff	Absent
	Thomas Howell	Absent
	Robert Amos, Jr.	Yes
	Willie Joe Meade	Yes
MAYOR:	W.C. Hambley, M.D.	Yes

The motion carried.

Mayor Hambley said the project will cost the City around \$1,500.00 or less.

Resolution R-76-30 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION
OF SUPPLEMENTAL LEASE AGREEMENT
BETWEEN CITY OF PIKEVILLE, KENTUCKY
AND THE HOUSING AUTHORITY OF
PIKEVILLE, KENTUCKY

WHEREAS, the City of Pikeville, Kentucky has heretofore entered into a Lease Agreement dated October 14, 1974 with the Housing Authority of Pikeville under the terms of which the Housing Authority was to do certain renovation and equipping of the Perry A. Cline Building, and;

WHEREAS, it now appears that it would be necessary and proper for the City of Pikeville to undertake the said renovation and equipping of the said building, thereby rendering the Lease Agreement of October 14, 1974 ineffective, and;

WHEREAS, the City Attorney has prepared and presented a Supplemental Lease Agreement between the City of Pikeville and the Housing Authority wherein the City leases to the Housing Authority of Pikeville certain space in the Perry A. Cline Building, and otherwise defining the obligations of the parties thereto.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Clerk are hereby authorized to execute the said Supplemental Lease Agreement and to bind the City to the terms thereof.

At Pikeville, Kentucky, this 26th day of April, 1976.

Commissioner Robert Amos, Jr. moved the adoption of the foregoing Resolution and Commissioner Willie Joe Meade seconded the motion.

Upon roll call the votes were as follows:

W.C. HAMBLEY, M.D., MAYOR	YES	_____
THOMAS J. HOWELL, COMMISSIONER	ABSENT	_____
WILLIE JOE MEADE, COMMISSIONER	YES	_____
ROBERT AMOS, COMMISSIONER	YES	_____
SID RATLIFF, COMMISSIONER	YES	_____

The Mayor declared the within 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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SUPPLEMENTAL LEASE AGREEMENT

THIS AGREEMENT made and entered into this 26th day of April, 1976, 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, KENTUCKY 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");

W I T N E S S E T H :

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 "CAPITAL 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, known as the Perry A. Cline School Building, together with the tract of land occupied by the said building, and;

WHEREAS, by Agreement dated October 14, 1974, the Local Authority agreed to renovate and furnish a portion of the said Perry A. 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, it is now deemed advisable for the City of Pikeville itself to undertake the renovation furnishing of the said Perry A. Cline School Building, with the Local Authority becoming a Lessee of certain space contained therein, which new arrangement will necessitate the invalidation of the Lease Agreement dated October 14, 1974, and;

WHEREAS, the City of Pikeville desires to assure the Local Authority that such a portion of the said building as the Local Authority may need for its purposes 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;

WHEREAS, the Municipality and Local Authority are mutually willing to enter a long-term lease which will provide such assurance to the Local Authority, and;

WHEREAS, the Municipality has the power, and authority, to sell, convey, or lease any of its property or grant rights and privileges therein to a Housing Authority, and the Local Authority with the approval of the Government, has the legal authority to enter into a long-term lease with the Municipality, and;

WHEREAS, Comprehensive Design Collaborative has prepared certain drawings comprising the plans, details, specifications and engineering of the said building, upon Page Six (6) of which an area has been designated by being encircled in red, which constitutes the area herein to be leased by the Local Authority,

NOW, THEREFORE, in consideration of the sum of ONE DOLLAR (\$1.00) paid by the Local Authority to the Municipality, the receipt of which is hereby acknowledged, the Municipality does hereby lease to the Local Authority for a term of fifty (50) years beginning as of the date of this Agreement and ending fifty (50) years thereafter, the premises on the first floor of the Perry Cline School Building encircled in red on Page Six (6) of the plans and specifications for the Perry Cline Community Building for Housing Project Ky. 107-1, together with such improvements now or hereafter erected thereon and the privileges and appurtenances thereunto belonging.

It is further agreed by the parties hereto as follows:

1. The Municipality shall hold title to and remain seized of the above described lands during the life of the Annual Contributions Contract and thereafter as long as the Project is operated as a low-rent housing project, but not exceeding fifty (50) years from the date of the Agreement, and the Municipality covenants that during the life of the Annual Contributions Contract it shall not dispose of nor convey the premises without written approval of the Local Authority and the Government.

2. The Municipality shall design and renovate and equip that portion of the building herein leased to the Local Authority so as to provide adequate community, Management, and maintenance space to serve the needs of the Project and its residents. The building renovation shall be designed

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and constructed to conform to the design standards established by the Government. The total costs of the design and renovation as described in this part shall be borne by the Municipality. The Municipality reserves the right to make such use of the portion of the building not herein leased as it may desire, so long as such intended uses shall not conflict nor intervene with the operation of the Project.

3. The Municipality shall, at all times, keep the building and their improvements on the premises fully insured against losses from fire or casualty. In the event of loss or damage from such causes, the buildings, equipment, and furnishings therein shall be promptly reconstructed or replaced by the Municipality without cost to the Local Authority.

4. The Local Authority and tenants of the Project shall be exempted from all levies, licenses, taxes or assessments by the Municipality applicable to the building for its use and occupancy.

5. In the event the Municipality shall fail, neglect, or refuse to perform its obligations and breach the conditions herein provided, the Municipality agrees that the Local Authority may enter upon and take possession of the premises herein leased; and possession and occupancy, if taken, shall vest and remain in the Local Authority until the Municipality demonstrates to the satisfaction of the Local Authority its willingness and capacity to resume its obligations to the satisfaction of the Local Authority to fully comply with the terms and conditions hereof.

6. If the Local Authority takes possession and occupancy of the premises under circumstances stated above and incurs additional expenses in operating the facility and maintaining services, it may deduct the amount of such additional expenses from payments in lieu of taxes due or to become due to the Municipality under the Cooperation Agreement in respect to the Project or any other low-rent housing projects owned or operated by the Local Authority.

7. In connection with the use, operations, and construction of the building and facilities, the Municipality with Local Authority shall not discriminate against any resident, employee, or applicant for employment because of race, religion, color or national origin. The aforesaid provision relating to employees and applicants for employment shall include but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The municipality shall insert, or obtain the insertion of, the foregoing provision in all contracts and subcontracts in connection with the operation of the building and facilities except contracts for standard commercial supplies or raw materials.

8. The Local Authority, its agents, servants, and employees will be granted such right in and to the Perry A. Cline School Building for such uses as parking, centralized restrooms, as tenants of the building may need.

9. The Local Authority shall be responsible for the operating costs of the portion of the said building leased by it, including, but not limited to utilities, telephone, janitorial services, and other operational services. In the event the said operational expenses are not distinguishable from general operating expenses of the building, then the Local Authority and the Municipality shall mutually agree as to a reasonable basis for determining the Local Authority's proportionate share of said operating costs.

10. The Municipality hereby grants to the Local Authority such rights of way, easements, or such other rights as may be necessary in, upon and on the Perry A. Cline School building Property as may be necessary for the Local Authority to use, maintain, and operate the project.

11. In consideration of the foregoing the parties do hereby mutually agree that the Lease Agreement made and entered into October 14, 1974 between the Municipality and the Local Authority is hereby declared to be void, invalid and of no further force and effect.

IN WITNESS WHEREOF, the City of Pikeville, Kentucky has caused this Agreement to be executed by its Mayor and attested by its City Clerk and the Housing Authority of the City of Pikeville, Kentucky has caused this Agreement to be executed by its Chairman and attested by its Secretary and its official seal affixed hereto as to the day and year first above written.

CITY OF PIKEVILLE, KENTUCKY

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

(SEAL)

ATTEST:

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

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HOUSING AUTHORITY OF THE CITY
OF PIKEVILLE, KENTUCKYBY: _____
CHAIRMAN(SEAL)
ATTEST:_____
EARL R. CLARK, SECRETARY

APPROVED:

SIGNATURE OF AUTHORIZED REPRESENTATIVE
OF THE GOVERNMENT_____
TITLECommissioner Robert Amos, Jr. made the motion to adopt
the above resolution. Commissioner Willie Joe Meade second the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	Sid Ratliff	Yes
	Thomas Howell	Absent
	Robert Amos, Jr.	Yes
	Willie Joe Meade	Yes
MAYOR:	W.C. Hambley, M.D.	Yes

The motion carried.

Resolution R-76-31 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION
OF AGREEMENT WITH BRUCE FRANCISCO,
d/b/a BUSY BEE FOR TRANSPORTATION
OF SEWAGEWHEREAS, it will be necessary for the City of Pikeville
to secure the transportation of its sewage from its Island Creek holding tank to
the sewage treatment facility of the City of Pikeville, and;WHEREAS, Bruce Francisco, d/b/a Busy Bee proposes to
provide such services in return for the right to use the City Dump Station without
charge, and;WHEREAS, the City Attorney has prepared and presented a
contract to this effect,NOW, THEREFORE, BE IT RESOLVED that the Mayor and City
Clerk are authorized to execute the said Contract with Bruce Francisco and to
bind the City to the terms thereof.At Pikeville, Kentucky this 26th day of April, 1976.Commissioner Willie Joe Meade moved the adoption of
the within Resolution.Commissioner Robert Amos, Jr. seconded the motion.

Upon roll call the vote was as follows:

	<u>YES</u>	<u>NO</u>
W.C. HAMBLEY, M.D., MAYOR	<u>X</u>	—
THOMAS J. HOWELL, COMMISSIONER	<u>ABSENT</u>	—
ROBERT AMOS, COMMISSIONER	<u>X</u>	—
WILLIE JOE MEADE, COMMISSIONER	<u>X</u>	—
SID RATLIFF, COMMISSIONER	<u>X</u>	—

The Mayor declared the within 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

Agreement on file with Resolution in City Clerks' office.

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Commissioner Willie Joe Meade made the motion to adopt the above resolution. Commissioner Robert Amos, Jr. second the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	Sid Ratliff	Yes
	Thomas Howell	Absent
	Robert Amos, Jr.	Yes
	Willie Joe Meade	Yes
MAYOR:	W.C. Hambley, M.D.	Yes

The motion carried.

Applications for Codes Inspector were presented to the Commission for viewing to fill the vacant position.

In view of the applications, Commissioner Robert Amos, Jr. made the motion to accept Thomas Butcher's application to fill the vacant position of Codes Inspector at the present salary. Commissioner Sid Ratliff second the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	Sid Ratliff	Yes
	Thomas Howell	Absent
	Robert Amos, Jr.	Yes
	Willie Joe Meade	Yes
MAYOR:	W.C. Hambley, M.D.	Yes

The motion carried.

Resolution R-76- was presented and read entitled:

RESOLUTION APPROVING DEVELOPMENT
PLAN FOR THE LEVISA FORK-BIG SANDY
RIVER FILL DEVELOPMENT AREA.

A lengthy discussion was held on whether or not this Resolution should be adopted.

John Forsyth presented a letter of objection to the Commission.

Commissioners of the City of Pikeville
Pikeville, Kentucky

4-26-76

Gentlemen:

The following objections are filed with the Pikeville City Commission with reference to the approval or adoption of the "River Fill Plan;:

- (1) The proposed plan includes properties not designated on the Master Plan.
- (2) The "River Fill Plan" fails to comply with Section 99 KRS.
- (3) The "River Fill Plan" fails to comply with Section 100 KRS.

/s/ John B. Forsyth
John B. Forsyth

Betsy Venters presented a Statement for the Record to the Commission.

STATEMENT FOR THE RECORD OF
CITY COMMISSION MEETING OF
APRIL 26, 1976:

On March 9, 1976, it was my privilege to represent the Preservation Council of Pike County at the Kentucky Preservation Review Board public meeting in the matter of the Council's nomination of the Hatfield-McCoy Historic District to the National Register. On that same occasion, the Pikeville City Attorney appeared before the Review Board with a delegation of Pikeville public agency employees and Mayor Hambley, and presented both oral and written objections to the Preservation Council's District nomination. The City Attorney's opening oral statement was, in part, "I speak here today on behalf of the Board of Commissioners of Pikeville, the Pikeville Model City Community Development Agency, the Pikeville Housing Authority, the Pikeville Urban Renewal and Community Development Agency, and the Mayor of the City of Pikeville. We object, first of all, to the inclusion in this nomination of the Dils Cemetery." (Please refer to page 30, Review Board Record of Public Meeting dated March 9, 1976.)

Preservation Council was not aware that the Board of Commissioners of the City of Pikeville, or any of the aforesaid agency boards, had taken any action of objection to the Preservation Council's nomination, or any part thereof,

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and respectfully petitions the Commission for clarification as to when such action was taken by the Board of Commissioners of the City of Pikeville.

Presented by:

/s/ Betsy K. Venters
Betsy K. Venters, Vice President
Preservation Council of Pike County, Inc.
April 26, 1976

Nancy Forsyth presented a letter to the Commission to be recorded into the minutes.

TO: The Pikeville City Commissioners 4-26-76

The Pikeville Urban Renewal Board met on Thursday, April 22, 1976, at the Urban Renewal office on Caroline Ave., Pikeville, Kentucky, for the purpose of voting on the resolution to adopt the Pikeville Riverfill Project and to approve cost estimates of the Riverfill Project.

Present: Herman Dotson, Chairman, Miss Walta Mae Duncan, Dr. Max Jones, Bill Zoellers (who left early). All members of the Urban Renewal Board.

Also present: Many persons who were there to object to the Riverfill Project.

Herman Dotson, Chairman of the Urban Renewal Board, made the following statement at the beginning of the meeting: "These folks have decided to come down and I think we should hear what they've got to say. Then I think we should retire and go over all the details of this project and plan in private and discuss it for yourselves, so I will start out. (He then called for a protester to speak)

After various protestors had given their views, Mr. Dotson then remarked, "O.K., folks, I think we'll adjourn."

The Board then went into closed session which action is not in compliance with the following Kentucky statutes:

KRS 61.815 (1) (2) (3) REQUIREMENTS FOR CONDUCTING CLOSED SESSIONS

(1) Notice shall be given in regular open meeting of the general nature of the business to be discussed in closed session and the reason for the closed session.

NO REASON WAS GIVEN FOR THE CLOSED SESSION

(2) Closed sessions may be held only after a motion is made and carried by a majority vote in open, public session.

NO VOTE WAS TAKEN TO GO INTO CLOSED SESSION

(3) No final action may be taken at a closed session

FINAL ACTION WAS TAKEN ON ADOPTING THE RIVERFILL PROJECT AND COST ESTIMATES while in closed session

I respectfully submit that the actions of the Pikeville Urban Renewal Board in adopting the Riverfill Project are null and void as outlined in KRS 61.830.

Therefore, I request the City Commissioners to return the Resolution to the Urban Renewal Board for another hearing to be held in compliance with KRS 61.805-850, or an injunction can be filed in circuit court against the Urban Renewal Board as outlined in KRS 61.845.

I have been informed by the Attorney General's office in Frankfort that any action taken by the City Commissioners in passing a resolution based on the Urban Renewal Board's resolution which was not in compliance with KRS 61 is also null and void

/s/ Nancy H. Forsyth
(Mrs. William Forsyth)

No action was taken on this resolution due to inadequate handling of said resolution at a previous Urban Renewal meeting.

Resolution R-76-32 was presented and read entitled:

RESOLUTION APPROVING PROCLAMATION
FOR DISABLED AMERICAN VETERANS
FORGET-ME-NOT DAY

WHEREAS, our Community has a continuing sense of gratitude to those disabled veterans who did so much to keep our way of life intact; and

WHEREAS, the DAV has worked exclusively for the welfare of our disabled veterans; and

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WHEREAS, the Pikeville 134 Chapter of the Disabled American Veterans has been established to carry on this work in our community; and

WHEREAS, the DAV offers a free service to veterans and their families in filing claims for government benefits and also assists in job, hospital, employment, and other disabled veterans problems; and

WHEREAS, the DAV meets emergency situations which may arise in the family of a disabled veteran; and

WHEREAS, the Disabled American Veterans has chosen May 8th, for its annual Forget-Me-Not day campaign in this community, and announced that all funds contributed will be utilized for disabled veterans in this community,

NOW, THEREFORE, I, W.C. Hambley, M.D., Mayor of the City of Pikeville, Kentucky, do hereby proclaim, Saturday, May 8, 1976, as Disabled American Veterans Forget-Me-Not Day and urge the support of all citizens, interested groups and organizations for that day.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the great seal of the City to be affixed.

At Pikeville, Kentucky this 26th day of April, 1976.

Commissioner Willie Joe Meade moved the adoption of the foregoing Resolution.

Commissioner Robert Amos, Jr. seconded the Motion.

Upon roll call the vote was as follows:

	<u>YES</u>	<u>NO</u>
W.C. HAMBLEY, M.D., MAYOR	<u>X</u>	—
ROBERT AMOS, COMMISSIONER	<u>X</u>	—
THOMAS J. HOWELL, COMMISSIONER	<u>ABSENT</u>	—
WILLIE JOE MEADE, COMMISSIONER	<u>X</u>	—
SID RATLIFF, COMMISSIONER	<u>X</u>	—

The Mayor declared the within 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

Commissioner Willie Joe Meade made the motion to adopt the above resolution. Commissioner Robert Amos, Jr. second the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	Sid Ratliff	Yes
	Thomas Howell	Absent
	Robert Amos, Jr.	Yes
	Willie Joe Meade	Yes
MAYOR:	W.C. Hambley, M.D.	Yes

The motion carried.

City Attorney, Larry Webster, informed the Commission about a recent development which might affect our Occupational Tax on Coal Loading facilities within the City.

One problem will be the Severance Tax Bill which goes into effect June or July 1st. This bill prohibits the City from levying any kind of tax on coal.

Also question was raised and is being challenged in court whether our occupational tax on coal can be classified as an excise tax or a franchise tax.

Change Order #2 from Barb Construction Co. was presented to the Commission for approval.

The Change Order, made for the Shop Complex, totaled \$24,000.00.

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Commissioner Willie Joe Meade made the motion to approve the above change order. Commissioner Sid Ratliff second the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	Sid Ratliff	Yes
	Thomas Howell	Absent
	Robert Amos, Jr.	Yes
	Willie Joe Meade	Yes
MAYOR:	W.C. Hambley, M.D.	Yes

The motion carried.

Commissioner Robert Amos, Jr. made the motion to adjourn. Commissioner Willie Joe Meade second the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	Sid Ratliff	Yes
	Thomas Howell	Absent
	Robert Amos, Jr.	Yes
	Willie Joe Meade	Yes
MAYOR:	W.C. Hambley, M.D.	Yes

MEETING ADJOURNED.

APPROVED:

Robert Amos, Jr. Mayor pro tem
W.C. HAMBLEY, M.D., MAYOR

ATTEST:

CHARLES L. HUFFMAN, JR.
CITY CLERK

REGULAR MEETING - MAY 10, 1976

At a regular meeting of the Board of Commissioners of the City of Pikeville, Kentucky, held in City Hall on May 10, 1976, at 7:30 P.M. the following members were present:

COMMISSIONER:	Thomas Howell
	Robert Amos, Jr.
	Willie Joe Meade
MAYOR:	W.C. Hambley, M.D.

The meeting was called to order at 7:30 P.M.

Community Development bills were presented in the

amount of \$38,796.40.

C & R Office Supply	Inv. #43612	3.50
Greg Burnette	Courier-Journal 4/10-5/15	5.50
Ed Hellier	Office Rent to June 15	575.00
Kentucky Power Co.	Service for April	35.41
Orkin Exterminating Co.	Service for May	10.00
Pioneer Cleaning Service	Janitorial Maintenance	60.00
Will Linder, Consultant	Prof. Services	500.00
City of Pikeville	Community Devel. Housing Req. 2 Asst. Proj.	4,625.00
City of Pikeville	City of Pikeville Chloe Closed Drainage	
	Project Req. 1	3,007.20
City of Pikeville	Ballpark Dev. Proj. Req. 3	29,812.00
Juanita M. Toole	Copy of Minutes	
	Ky. Heritage Comm.	37.60
Mary Lou Draughn	Travel Expenses Pikeville-Louisville	82.99
Sue Pugh	Travel Expenses Pikeville-Winchester	42.20
	TOTAL	\$38,796.40

Commissioner Robert Amos, Jr. made the motion to approve the above invoices. Commissioner Willie Joe Meade second the motion.

Upon roll call the vote was as follows: