

MINUTES } CITY OF PIKEVILLE

Mayor W.C. Hambley, M.D., appointed Mr. Gene Davis to fill the unexpired term of Willie Joe Meade as City of Pikeville Commissioner.

Commissioner Robert Amos, Jr. made the motion to appoint Gene Davis to fill the unexpired term of Willie Joe Meade as City Commissioner. Commissioner Sidney Ratliff seconded the motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Absent
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

Commissioner Robert Amos, Jr. made the motion that the Meeting be adjourned to convene again on April 18, 1977, at 7:30 P.M., at the City Hall in Pikeville, Kentucky due to the circumstances in relation to the recent flooding of the City of Pikeville. Commissioner Sidney Ratliff seconded the motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Absent
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried. The Meeting was adjourned to convene again at aforesaid time and place.

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

ATTEST: CHARLES L. HUFFMAN, JR.
CITY CLERK

ADJOURNED REGULAR MEETING

APRIL 18, 1977

An Adjourned Regular Meeting of the Board of Commissioners of the City of Pikeville, Kentucky, was held on April 18, 1977, at 7:30 P.M., E.S.T., at the regular meeting place of said Board at City Hall in Pikeville, Kentucky, pursuant to adjournment from the Regular Meeting of April 11, 1977, as duly noted in the Minutes of said Regular Meeting.

Mayor William C. Hambley, M.D. presided, and the following duly qualified and acting members of the Board of Commissioners were determined to be present:

Commissioner Robert Amos, Jr.
Commissioner Thomas J. Howell
Commissioner Sidney Ratliff
Commissioner Eugene Davis

Mayor William C. Hambley, M.D.

The Meeting was called to order at 7:40 P.M.

The Assistant City Clerk read the Minutes for the period of March 14, 1977 (Regular Meeting), March 28, 1977 (Regular Meeting) and April 11, 1977 (Regular Meeting). The Minutes were approved as read with one addition.

Geraldine Call, a concerned citizen, stated that in her opinion the Minutes did not appear to reflect her opposition to the Civic Center Issue. Mrs. Call stated that she and others had been fighting the Civic Center since its presentation in Resolution R-76-37 and have not stopped since that time. Mrs. Call stated that she objected constantly at every meeting to the building of a Civic Center.

Mayor Hambley suggested that Mrs. Call's objections be attached to every recording of the Commissioner's Meetings since the Civic Center was presented in 1976.

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The Assistant City Clerk acknowledged and recorded the addition that Mrs. Geraldine Call has voiced opposition to the Civic Center since the presentation and passage of Resolution R-76-37 and requested that her objections be recorded from January 1976 through the present time.

Community Development Bills were presented for approval in the amount of \$72,314.93.

Carpet World	Invoice #004073(Carpet for Perry Cline School)	\$ 924.00
Colloredo Associates	Pro. Services Contract	3,200.00
IBM Corporation	Invoices #1MZ0217, 4MZK616, KR84604	613.16
Kentucky Power Co.	Service for March	66.89
Herb Spencer	Appraisal Service Contract	315.00
City of Pikeville	Fairview Housing Assis. Project	43,756.55
City of Pikeville	Raw Water Intake Relocation Project	22,955.46
Sue Pugh	Travel Expenses to Louisville 3-30-77	108.87
W.T. Huffman	Temporary Relocation Housing	375.00
		<u>\$ 72,314.93</u>

Commissioner Robert Amos, Jr. made the motion to approve the above invoices. Commissioner Thomas J. Howell seconded the motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

An Invoice was presented from Heath and Associates for engineering services rendered in connection with renewal of the Pikeville natural gas distribution system under our agreement dated June 5, 1975, in the amount of \$243.70 for approval.

Commissioner Robert Amos, Jr. made the motion to approve the above invoice from Heath & Associates in the amount of \$243.70. Commissioner Thomas J. Howell seconded the motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

Partial Payment Estimate No. 10 was presented by Hall Contracting Corporation for work completed on the gas-line reconstruction as of 2/7/77 under contract dated 2/9/76 in the amount of \$10,966.72 for approval (Refer to Change Order No. #2 submitted by Heath & Associates on Hall Contracting Corporation Contract).

Commissioner Robert Amos, Jr. made the motion to approve the above invoice to Hall Contracting Corporation in the amount of \$10,966.72. Commissioner Thomas J. Howell seconded the motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

Resolution R-77-16 was presented and read entitled:

RESOLUTION REQUESTING FEDERAL
DISASTER ASSISTANCE AND
CERTIFYING CERTAIN MATTERS.

WHEREAS, on the 6th day of April, 1977, the President of the United States declared a "Major Disaster" in the State of Kentucky under the provisions of Public Law 288, 93rd Congress and;

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WHEREAS, Pikeville, Kentucky is a municipal corporation of the fourth class and a public entity within the said State;

NOW, THEREFORE, BE IT RESOLVED by the City Commission of Pikeville, Kentucky that the Federal Disaster Assistance Administration be and hereby is requested to arrange to have the appropriate Federal Agency perform the following work:

Remove flood deposited debris from public (and private) properties within Pikeville, Kentucky.

This body certifies that, to the best of its knowledge and belief, the requested work is eligible under Public Law 288, 93rd Congress, and agrees to (a) provide without cost to the United States all lands, easements, and right-of-way necessary to accomplishment of the approved work; and (b) hold and save the United States free from damages due to the approved work and with respect to debris removal shall indemnify the Federal Government against any claim arising from such removal.

At Pikeville, Kentucky this 18th day of April, 1977.

An emergency is declared to exist with regard to the foregoing Resolution and the same shall be in full force and effect immediately upon subscription and approval of same.

Commissioner Robert Amos, Jr. moved the adoption of the foregoing Resolution. Commissioner Thomas J. Howell seconded the Motion.

Upon roll call the votes were as follows:

W.C. HAMBLEY, M.D., MAYOR	YES
SID RATLIFF, COMMISSIONER	YES
THOMAS J. HOWELL, COMMISSIONER	YES
ROBERT AMOS, JR., COMMISSIONER	YES
EUGENE DAVIS, 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

Commissioner Robert Amos, Jr. made the motion to adopt the above Resolution. Commissioner Thomas J. Howell seconded the motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

Resolution R-77-17 was presented and read entitled:

RESOLUTION BY THE CITY OF PIKEVILLE
KENTUCKY AUTHORIZING THE FILING OF
AN APPLICATION FOR FEDERAL
DISASTER ASSISTANCE.

WHEREAS, the City of Pikeville, in addition to surrounding environs, has been declared a Federal Disaster Area as a result of recent devastating floods, and;

WHEREAS, THE City Commission of Pikeville acknowledges that the City is in dire need of federal financial assistance under the Disaster Relief Act,

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Pikeville, Kentucky, that W.C. Hambley, M.D., Mayor, is hereby authorized to execute for and in behalf of the City of Pikeville, a public entity established under the laws of the State of Kentucky, this application and to file it in the appropriate State office for the purpose of obtaining certain Federal Financial assistance under the Disaster Relief Act

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(Public Law 288, 93rd Congress) or otherwise available from the President's Disaster Relief Fund.

THAT, the City of Pikeville, a public entity established under the laws of the State of Kentucky, hereby authorizes its agents to provide to the State and to the Federal Disaster Assistance Administration (FDAA), Department of Housing and Urban Development (HUD) for all matters pertaining to such Federal disaster assistance the assurances and agreements printed on the attached sheet, marked Exhibit "A".

At Pikeville, Pike County, Kentucky, this 18th day of April, 1977.

Commissioner Robert Amos, Jr. moved the adoption of the foregoing Resolution. Commissioner Thomas J. Howell seconded the Motion.

Upon roll call the vote was as follows:

W.C. HAMBLEY, M.D., MAYOR	YES
ROBERT AMOS, JR., COMMISSIONER	YES
THOMAS J. HOWELL, COMMISSIONER	YES
SIDNEY RATLIFF, COMMISSIONER	YES
EUGENE DAVIS, 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

Commissioner Robert Amos, Jr. made the motion to adopt the above Resolution. Commissioner Thomas J. Howell seconded the motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

Resolution R-77-18 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION
OF AGREEMENT FOR REMOVAL OF
FLOOD DEPOSITED DEBRIS FROM
PUBLIC AND PRIVATE PROPERTY
BY THE UNITED STATES ARMY
CORPS OF ENGINEERS.

WHEREAS, the recent flooding in the City of Pikeville has left on City streets and other public properties, and on private properties debris and refuse, and;

WHEREAS, the clean up efforts by private individuals and public groups following the flood will mean the presence of other waste material and debris, and;

WHEREAS, an agreement between the City and the United States Army Corps of Engineers has been presented whereby the Corps of Engineers shall assist in the cleaning of the said debris,

NOW, THEREFORE, the Mayor and City Clerk are hereby authorized to execute the said Agreement and to bind the City to the terms thereof.

An emergency is declared to exist with regard to this Resolution and the same shall be effective immediately upon subscription and approval of same.

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

At Pikeville, Kentucky this 18th day of April, 1977.

Upon roll call the votes were as follows:

W.C. HAMBLEY, M.D., MAYOR	YES
THOMAS J. HOWELL, COMMISSIONER	YES
ROBERT AMOS, JR., COMMISSIONER	YES
SIDNEY RATLIFF, COMMISSIONER	YES
EUGENE DAVIS, COMMISSIONER	YES

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adopted.

The Mayor declared the within Resolution

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

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

motion to adopt the above Resolution.
the motion.

Commissioner Robert Amos, Jr. made the
Commissioner Thomas J. Howell seconded

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

An Invoice was presented for approval
by Howard K. Bell, Consulting Engineers, Inc. for engineering services in
connection with the preparation and filing of a 201 Facilities Planning
Grant application with E.P.A., in the amount of \$3,758.65.

Commissioner Robert Amos, Jr. made the
motion to approve the above invoice from Howard K. Bell, Consulting Engineers,
Inc. in the amount of \$3,758.65. Commissioner Thomas J. Howell seconded the
motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

A Request for Funds was presented to
Community Development on the Raw Water Intake Relocation Project in the
amount of \$22,955.46 for approval by the Commission.

Commissioner Robert Amos, Jr. made the
motion to approve the above Request for Funds in the amount of \$22,955.46.
Commissioner Thomas J. Howell seconded the motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

A Periodic Estimate for Partial Payment
No. #2 was presented by Hall Contracting Corporation in the amount of \$56,624.22.
for work completed 3/25/77 under contract dated November 12, 1976 on the Raw
Water Intake Relocation Project.

Commissioner Robert Amos, Jr. made the
motion to approve the above Invoice from Hall Contracting Corporation in the
amount of \$56,624.22. Commissioner Thomas J. Howell seconded the motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

Change Order No. #2 was presented by
E.S. Preston Associates, Inc. on the Hall Contracting Corporation Contract for
construction of the Raw Water Intake Relocation Project in the amount of

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\$7,320.00. (Increase)(Adjusted Contract Sum - \$1,049,013.70).

Commissioner Robert Amos, Jr. made the motion to approve the above Change Order No. #2 on the Hall Contracting Corporation Contract (Raw Water Intake) in the amount of \$7,320.00. Commissioner Thomas J. Howell seconded the motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

A Request for Funds was presented to Community Development from Community Development Housing Assistance Project in the amount of \$43,756.55 for approval by the Commission.

Commissioner Robert Amos, Jr. made the motion to approve the above Request for Funds in the amount of \$43,756.55. Commissioner Thomas J. Howell seconded the motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

A Check in the amount of \$25.00 from Lake Brown, Charleston, West Virginia and Letter was presented to the City by the Mayor.

Lake Brown
Charleston, West Virginia

To: Mayor of Pikeville, Kentucky

It has been my pleasure to be associated with Mr. and Mrs. Garrett Cline, owners of the Clothes Tree.

It certainly upset me to hear of Pikeville's recent misfortune. I feel that some of the commission I received from my association with this fine specialty shop should be returned to aid the unfortunate victims of last week's disaster.

Find enclosed check for \$25.00 to aid the town of Pikeville.

Sincerely,

/s/Lake Brown
828 Edgewood
Charleston, W.V. 25302

The Mayor expressed his gratitude for the gift.

Mayor Hambley presented a check from the U.S. Treasury Anti-Recession Fund in the amount of \$1,021.00 to the City.

A Letter was presented from the Department of Housing and Urban Development, Louisville, Kentucky concerning the City's liability for repayment of the \$119,634 Public Works Planning Advance for Project P-Ky-3127 (Cut-Thru).

Department of Housing and Urban Development
Area Office
601 South Floyd Street
P.O. Box 1044
Louisville, Kentucky 40201

April 8, 1977

Honorable W. C. Hambley
Mayor, City of Pikeville
Pikeville, Kentucky 41501

Dear Mayor Hambley:

This is in reply to the City of Pikeville's request for a determination of the liability for repayment of the \$119,634 Public Works Planning (PWP) advance for Project P-Ky-3127. The subject advance was provided to finance the cost of preliminary plans for relocation of a section of the Big Sandy

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River, U.S. Highway 23 and the C & O Railroad.

The City's request indicated that, due to changes in technology, community needs, and regulations, only a portion of the PWP financed plans were used or were useable. A HUD on-site Engineering Review substantiated the City's position on this matter and, in fact, revealed that only 33.2% of the PWP plans were used and/or remain as useable.

Consequently, the City's obligation in regard to this advance will be satisfied in full upon payment of the attached invoice, which is in the amount of \$39,719. This billing represents 33.2% of the total advance. Please be advised that interest charges, in accordance with the Agreement for Public Work Plan Preparation, will be applicable if the billable amount is not paid within 60 days from the date of the attached invoice.

Sincerely,

/s/Virgil G. Kinnaird

Virgil G. Kinnaird
Director

cc: Mr. Jess Collier, City Manager
Pikeville City Hall

*Invoice in the amount of \$39,719.00 attached to Letter

Commissioner Robert Amos, Jr. made the motion to approve for payment \$39,719.00 to the Department of Housing and Urban Development. Commissioner Thomas J. Howell seconded the motion.

Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

Commissioner Robert Amos, Jr. proposed that the time period for Loading Zones in the City be extended to 8 A.M. to 8 P.M. in view of the recent flooding and the merchant's need to re-stock their stores.

Lawrence Webster, City Attorney, stated that he would prepare an Ordinance to extend the time period on Loading Zones and present it for approval at the next meeting.

Commissioner Sidney Ratliff stated that the residents of the City have had to use large amounts of water to clean their flooded homes, in lieu of this fact, Commissioner Ratliff suggested that the City study this situation and give whatever consideration is feasible and reasonable to the consumers.

Mrs. Geraldine Call, a concerned citizen, directed a question to Commissioner Ratliff.

Mrs. Call stated that the garbage dump was reported burning in January, 1976 and it has been burning since that time. She requested to know what the City's responsibility was on this matter.

Mayor Hambley stated that it is difficult to keep it from burning when scavengers continue to set the dump on fire periodically, but that the City has been extinguishing all fires and covering the garbage.

Mr. Jess Collier, Jr., Assistant City Manager, stated that the Fire truck had just left before the Meeting to extinguish a fire and that it would be covered in the morning.

Commissioner Sidney Ratliff made the motion to adjourn the Meeting. Commissioner Eugene Davis seconded the motion.

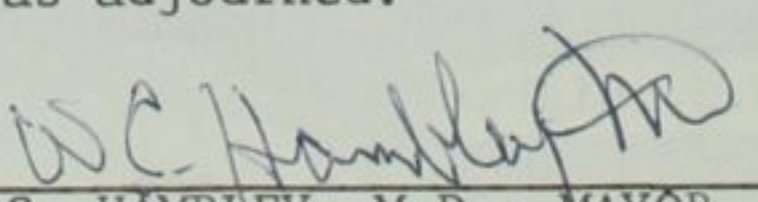
Upon roll call the vote was as follows:

Commissioner:	Sidney Ratliff	Yes
	Thomas J. Howell	Yes
	Eugene Davis	Yes
	Robert Amos, Jr.	Yes
Mayor:	W.C. Hambley, M.D.	Yes

The motion carried.

The Meeting was adjourned.

ATTEST:
CHARLES L. HUFFMAN, JR.
CITY CLERK

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