

MINUTES } CITY OF PIKEVILLE

There was a discussion about the cleaning up the City of Pikeville and keeping it clean. The Commission was in full agreement that April is to be declared the Clean-Up Month.

Over the discussion of the ballpark it was agreed to advertise for bids for the completion of the Ballpark.

Robert Amos made the motion to advertise for bids. Harding Dawahare seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Ms. Pinson of the Pinson Hotel was at the meeting to discuss her loading zone. She said that her loading zone sign has been down since the flood and she wants it put back. She also mentioned the alley from her hotel. There was a disagreement over it being dedicated to be a public street. No Action was Taken.

Larry Webster was authorized to prepare a Resolution for Small City's application Action Plan with Colleredo & Associates.

Commission James Balser made the motion to continue the meeting Wednesday night, March 29, 1978 at 7:30 P.M. Commissioner Harding Dawahare seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

MEETING CONTINUED UNTIL WEDNESDAY, MARCH 29, 1978 AT 7:30 P.M.

MINUTES - CONTINUED MEETING - MARCH 29, 1978

At a Continued Meeting of the Board of Commissioners of the City of Pikeville held in City Hall, on March 29, 1978, at 7:30 P.M., the following members were present:

COMMISSIONER:	HARDING DAWAHARE
	EUGENE DAVIS
	ROBERT AMOS, JR.
MAYOR:	W. C. HAMBLEY, M.D.

Commissioner James Balser was absent.

The Assistant City Clerk read the minutes for the period (Regular Meeting-March 13, 1978). After the minutes were read they were approved as read without any additions or corrections.

Resolution R-78-13 was presented and read entitled:

RESOLUTION ADOPTING AFFIRMATIVE ACTION PLAN FOR EQUAL EMPLOYMENT OPPORTUNITY WITHIN THE CITY OF PIKEVILLE

WHEREAS, it is the objective of the City of Pikeville to promote equal employment opportunities and to prohibit discrimination in employment practices due to race, color, religion, national origin, handicapped status, sex, or age, and to bring about a fair representation and utilization of females and minorities in all levels and in all phases of City Government employment, and;

WHEREAS, an Affirmative Action Plan for equal employment opportunity has been prepared and presented to the City Commission which has been studied and which is satisfactory and acceptable to the Commission,

NOW, THEREFORE, BE IT RESOLVED that the said affirmative action plan, which is attached hereto and made a part hereof as if set out at length is hereby adopted and made the official policy of the City of Pikeville. The responsibility for the implementation of the said plan as contained within its terms, for dissemination of it, and its other facets are hereby adopted.

An emergency is declared to exist with regard to this Resolution and the same shall be in full force and effect immediately upon subscription and approval thereof. Commissioner Robert Amos, Jr. moved the adoption of the foregoing Resolution. Commissioner Eugene Davis seconded the motion.

Upon roll call the votes were as follows:

W. C. HAMBLEY, M.D., MAYOR	YES
ROBERT AMOS, JR., COMMISSIONER	YES
EUGENE DAVIS, COMMISSIONER	YES
HARDING DAWAHARE, COMMISSIONER	YES

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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

Robert Amos made the motion to approve the Resolution. Eugene Davis seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	HARDING DAWAHARE	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Resolution R-78-14 was presented and read entitled:

RESOLUTION TO PROHIBIT DISCRIMINATION IN COMMERCIAL REAL ESTATE TRANSACTIONS

WHEREAS, it is the public policy of the United States, the Commonwealth of Kentucky, and The City of Pikeville, to encourage fair treatment and equal opportunity for all persons regardless of race, color, religion, or national origin, and;

WHEREAS, discrimination against individuals because of race, color, religion, or National Origin represents as affront to the dignity of the individuals against whom it is directed, intensifies group conflicts, and is detrimental to the public health, safety, and welfare, and;

WHEREAS, discrimination in housing may result in other forms of discrimination and segregation, including racial segregation in the public schools and public facilities, which are prohibited by the Constitution of the United States of America, and are against the laws and policy of the Commonwealth of Kentucky and the City of Pikeville, and;

WHEREAS, discrimination in housing may adversely affect the continued redevelopment, renewal, growth, and progress of the City of Pikeville and of its citizens, and;

WHEREAS, the facilities of a real estate operator, real estate broker and of a financial institution, as defined in this Resolution are hereby declared to be a place of public accommodation within the meaning of KRS 344.130, and;

WHEREAS, the most serious problem of discrimination in housing results from discrimination in commercial real estate transactions, NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATIVE BODY OF THIS CITY;

ARTICLE I, POLICY, SECTION 101. It is the policy of the County to safeguard all individuals within the City from discrimination because of race, color, religion, and National Origin in connection with housing; thereby to protect their interest in personal dignity and freedom from humiliation, to make available to the City their full productive capacities, to secure the City against strife and unrest which would menace the democratic institutions, and to preserve the public safety, health, and general welfare; and,

WHEREAS, it is the policy of the City to safeguard the rights of an individual selling or leasing his own property without the aid of any person or corporation on a fee or commission.

ARTICLE 2. General Definition, Section 201. In this resolution

(a) "Person" includes one or more individuals, labor unions, joint apprenticeship committees, partnerships, associations, corporations, legal representatives, mutual companies, joint-stock companies, trusts, unincorporated organizations, trustees, trustees in bankruptcy, receivers, or other legal or commercial entity; the state, any of its political or civil subdivisions or agencies.

(b) "Commission" means the CSC Grievance Committee.

(c) "Commissioner" means a member of the Commission.

(d) "Discrimination" means any direct or indirect act or practice of exclusion, distinction, restriction, segregation, limitation, refusal, denial or any other act of practice of discrimination or preference in the treatment of a person or persons because of race, color, religion, or national origin, or the aiding, abetting, inciting, coercing or compelling thereof.

(e) "Real Property" includes buildings, structures, real estate, lands, tenements, leaseholds, cooperatives, condominiums, and hereditaments, corporeal and incorporeal, or any interest in the above.

(f) "Housing Accommodation" includes improved and unimproved property and means a building, structure, lot or part thereof which is used or occupied, or is intended, arranged or designed to be used or occupied as the home or residence of one or more individuals.

(g) "Real Estate Operator" means any individual or combination of individuals labor unions, joint apprenticeship, committees, partnerships, associations, corporations, legal representatives, mutual companies, joint-stock companies, trusts, unincorporated organizations, trustees in bankruptcy, receivers or

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other legal or commercial entity, the county or any of its agencies, that is engaged in the business of selling, purchasing, exchanging, renting or leasing real estate, or the improvements thereon, including options, or that derives income, in whole or in part, from the sale, purchase, exchange, rental or lease of real estate; or an individual employed by or acting on behalf of any of these.

(h) "Real Estate Broker" or "Real Estate Salesman" means an individual, whether licensed or not, who, on behalf of others, for a fee, commission, salary, or other valuable consideration, or who with the intention or expectation of receiving or collecting the same, lists, sells, purchases, exchanges, rents or leases real estate, or the improvements thereon, including options, or who negotiates or attempts to negotiate on behalf of others such an activity; or who advertises or holds himself out as engaged in such activities; or who negotiates or attempts to negotiate on behalf of others a loan secured by mortgage or other encumbrance, upon a transfer of real estate, or who is engaged in the business of charging an advance fee or contracting for collection of a fee in connection with a contract whereby he undertakes to promote the sale, purchase, exchange, rental, or lease of real estate through its listing in a publication issued primarily for such purposes; or an individual employed by or acting on behalf of any of these.

(i) "Financial Institution" means bank, banking organization, mortgage company, insurance company, or other lender to whom application is made for financial assistance for the purchase, lease, acquisition, construction, rehabilitation, repair, maintenance, or improvement of real property, or an individual employed by or acting on behalf of any of these.

ARTICLE 3. Discrimination In Commercial Real Estate Transactions.

Section 301. It is an unlawful practice for a real estate operator, or for a real estate broker, real estate salesman, or an individual employed by or acting on behalf of any of these.

(a) To refuse to sell, exchange, rent or lease or otherwise deny to or withhold real property from an individual because of his race, color, religion, or national origin; or

(b) To discriminate against an individual because of his race, color, religion, or national origin in the terms, conditions, or privileges of the sale, exchange, rental or lease of real property or in the furnishing of facilities or services in connection therewith; or

(c) to refuse to receive or transmit a bona fide offer to purchase, rent or lease real property from an individual because of his race, color, religion, or national origin; or

(d) to refuse to negotiate for the sale, rental or lease of real property to an individual because of his race, color, religion, or national origin; or

(e) to represent to an individual that real property is not available for inspection, sale, rental, or lease when in fact it is so available, or to refuse to permit an individual to inspect real property because of his race, color, religion or national origin; or

(f) to print, circulate, post or mail or cause to be printed, circulated, posted or mailed an advertisement of sign, or to use a form of application for the purchase, rental or lease of real property, or to make a record of inquiry in connection with the prospective purchase, rental or lease of real property, which indicates, directly or indirectly, a limitation, specification, or discrimination as to race, color, religion, or national origin or an intent to make such a limitation, specification, or discrimination; or

(g) to offer, solicit, accept, use or retain a listing of real property for sale, rental or lease with the understanding that an individual may be discriminated against in the sale, rental or lease of that real property or in the furnishing of facilities or services in connection therewith because of his race, color, religion, or national origin; or

(h) otherwise to deny to or withhold real property from an individual because of his race, color, religion, or national origin.

SECTION 302. It is an unlawful practice for a real estate operator, or for a real estate broker, or a real estate salesman, or for a financial institution, or an employee of any of these, or any other person for the purpose of inducing a real estate transaction from which he may benefit financially

(a) to represent that a change has occurred or will or may occur in the composition with respect to race, color, religion, or national origin of the owners or occupants in the block, neighborhood, or area in which the real property is located; or

(b) to represent that this change will or may result in the lowering of property values, an increase in criminal or antisocial behavior, or a decline in the quality of schools in the block, neighborhood, or area in which the real property is located.

SECTION 303. It is unlawful practice for a financial institution or an individual employed by or acting on behalf of a financial institution

(a) to discriminate against an individual because of the race, color, religion, or national origin of the individuals or the present or prospective owner, tenant or occupant of the real property or of a member, stockholder, director, officer, employee, or representative of any of these, in the granting, withholding, extending, modifying or renewing, the rates, terms, conditions, privileges or other provisions of financial assistance or in the extension of services in connection therewith;

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(b) to use a form of application for financial assistance or to make or keep a record or inquiry in connection with applications for financial assistance which indicate directly or indirectly, a limitation, specification, or discrimination as to race, color, religion, or national origin or an intent to make such a limitation, specification, or discrimination.

SECTION 305. Nothing in this resolution shall apply

(a) to the rental of a housing accommodation in a building which contains housing accommodations for not more than four families living independently of each other, if the owner or a member of his family resides in one of the house accommodations; or

(b) to the rental of a portion of a housing accommodation by the occupant of the housing accommodation, or by the owner of the housing accommodation if he or a member of his family resides therein; or

(c) to a religious institution, or to an organization operated for charitable or educational purposes, which is operated, supervised or controlled by a religious corporation, association or society, limits, or gives preferences in the sale, lease, rental, assignment, or sublease of real property to individuals of the same religion, or makes a selection of buyers, tenants, lessees, assignees, or sublessees, that is calculated by such religious corporation, association, or society to promote the religious principles of which it is established or maintained.

(d) to the direct rental of six or less housing accommodations by the private individual owner himself without assistance of any kind rendered by a real estate operator, broker, or salesman as defined herein.

(e) Nothing in this Resolution shall require a real estate operator to negotiate with any individual who has not shown evidence of financial ability to consummate the purchase or rental of a housing accommodation.

ARTICLE 4. ENFORCEMENT.

SECTION 401. In the enforcement of this Resolution the Community Services Commission-Grievances Committee has the following powers and duties:

(a) to meet and exercise its powers at any place within the County;

(b) to employ attorneys, hearing examiners, clerks and other employees and agents, and to appoint and empower committees and divisions to assist in effecting the purposes and provisions of this Resolution;

(c) to accept gifts or bequests, grants, or other payments, public or private, to help finance its activities;

(d) to receive, initiate, investigate, seek to conciliate, hold hearings on, and pass upon complaints alleging violations of this Resolution;

(e) to compel the attendance of witnesses and the production of evidence before it by subpoena issued by the Circuit Court of Pike County;

(f) to issue remedial orders, after notice and hearings requiring cessation of violations;

(g) to issue such affirmative orders as in the judgment of the Commission will carry out the purposes of this Resolution.

Affirmative action ordered may include but is not limited to:

(1) the sale, exchange, lease, rental sublease or transfer of real property to an individual by a real estate operator, broker, or salesman.

(2) the extension to all individuals of the full and equal enjoyment of the advantages, facilities, privileges and services of the Respondent;

(h) to adopt, promulgate, amend and recing rules and regulations to effectuate the purposes and provisions of this resolution, including regulations requiring the posting of notices prepared or approved by the Commission; subject to the approval of the Pikeville City Commission.

(i) and all other such powers as provided in the Kentucky Civil Rights Act of October 17, 1966.

ARTICLE 5. COMPLAINT PROCEDURE.

(a) Any person or persons claiming to be aggrieved by an unlawful practice prohibited by this article may file a written complaint in accordance with the rules and regulations of the Commission. The complaint must be filed within thirty days after the aggrieved person becomes aware of the alleged unlawful practice, and in no event more than sixty days after the alleged unlawful practice occurred. Any member of the Commission who has reason to believe an unlawful practice has occurred may file a Complaint naming the COMMISSION itself as the party complainant.

(b) Upon receipt of a complaint, the Commission shall serve the complaint and a written resume setting forth the rights of the parties and the procedure to be followed by the Commission in the investigation and adjudication of the complaint upon the person or persons charged with a violation of this Chapter (hereinafter referred to as the "respondent", whether one or more persons).

(c) Upon receipt of a complaint, the staff of the Commission shall conduct a preliminary investigation of the complaint and shall within twenty-one days after service of the complaint on the respondent render a written report to the commission.

(d) The Commission shall within ten days after receipt from the staff of the Commission of the report of the preliminary investigation determine whether there is probable cause to believe that an unlawful practice has been committed:

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(1) If the Commission determines that there is no such probable cause, the complaint shall be dismissed.

(2) If the Commission determines that there is such probable cause, the Commission shall make an effort to eliminate the unlawful practice by conference and conciliation, in accordance with the Rules and Regulations of Commission.

(e) Within thirty days after the Commission has determined that probable cause exists, unless an order has been issued dismissing the Complaint or stating the terms of a conciliation agreement, a hearing shall be called and held in accordance with the rules of the Commission.

(f) Any endeavors or negotiations for conciliation shall not be received in evidence, and shall be held confidential by the Commission and its staff.

(g) Upon the conclusion of the hearing, an adjudicative order shall be issued and served upon the complainant(s) and respondent.

(h) Proceedings may be reopened upon Petition of any aggrieved party, except that an application to reopen must be filed within ten days of service of the adjudicative order upon such aggrieved party.

(i) In any proceedings under this Section, the respondent may file a written answer to the complaint and may appear at the hearing in person or otherwise, with or without counsel, and submit evidence and be heard. The Commission in conducting any hearing may permit reasonable amendments to any complaint or answer, and any testimony taken at the hearing shall be under oath and shall be fully transcribed. All relevant testimony shall be privileged to the extent said testimony would be privileged in the courts of the Commonwealth of Kentucky.

(j) In connection with an investigation of a complaint filed under this chapter, the Commission, or its designated representatives, may at any reasonable time request access to the premises, records and documents relevant to the complaint and shall have the right to examine, photograph, and copy evidence. If a person fails to permit access, examination, photographing, or copying of records or documents relative to the complaint, the Commission may apply to the Pike County Circuit Court for an order requiring compliance.

(k) All hearings held under and pursuant to this chapter shall be open to the public.

(l) In computing time or periods of time under this chapter, Sundays and national holidays shall be excluded.

(m) All papers or pleadings required by this chapter to be served shall be served in accordance with the Kentucky Rules of Civil Procedure.

(n) At any time after a complaint has been filed, the Commission may file an action in the Pike County Circuit Court seeking appropriate temporary relief against the respondent, pending final determination of proceedings under this Article.

(o) At any time after a complaint has been filed, the Commission may file an action in the Pike County Circuit Court seeking such appropriate relief against any person as it may deem necessary to prevent any change of position between the complainant(s) and the respondent and/or to prevent the questions presented to the Commission from becoming moot.

(p) If the Commission determines that any respondent has committed an unlawful act prohibited by this chapter, and the said respondent refuses to comply with or obey the order issued by the Commission, the Commission may file an action in the Pike County Circuit Court seeking enforcement of said order.

(q) The Commission may file suit in the Pike County Circuit Court seeking enforcement of any of its orders issued pursuant to this article.

ARTICLE 6. APPEAL.

Any respondent or complaint aggrieved by a final order of the Commission, or any complainant aggrieved by the dismissal of his complaint by the Commission, may obtain a review of such order in the Pike County Circuit Court by filing with the Clerk of said Court, within thirty days after service upon him of said order, a written petition in duplicate praying that such order be modified or set aside, and by serving a duplicate copy of the Petition on the Commission. The Commission shall then cause to be filed in said Court a certified Transcript of the record in the proceedings before it, including the pleadings, testimony and order.

ARTICLE 7. PENALTIES.

(a) If the Commission finds that any person has committed an unlawful practice as defined in this article, it may subject such person to a fine not exceeding one hundred dollars, as set forth in KRS 344.990. The Commission may, if such person refuses to pay the fine, file an action in the Pike County Court for the collection thereof.

(b) If a real estate broker, a real estate salesman or an employee thereof has failed to comply with any order issued by the Commission, or has been found to have committed an unlawful practice in violation of this article, the Commission shall so notify in writing the Real Estate Commission of the Commonwealth of Kentucky.

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(c) Should the Commission determine at any time that a complaint filed with it alleging a violation of this article was filed in bad faith, the Commission shall forthwith issue an order requiring the complainant(s) to pay to the respondent the amount of the reasonable expenses caused the respondent by the filing of said complaint, including reasonable attorney's fees; and such order may be enforced in the same manner as any other order issued by the Commission pursuant to the provisions of this article.

THEREFORE, BE IT HEREBY RESOLVED that the Pikeville City Commission authorizes Mayor W. C. Hambley, on its behalf to sign the Resolution to Prohibit Discrimination In Commercial Real Estate Transactions.

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

At Pikeville, Kentucky this 29th day of March, 1978.

Commissioner Harding Dawahare moved the adoption of the foregoing Resolution. Commissioner Eugene Davis seconded the motion.

Upon roll call the vote was as follows:

W. C. HAMBLEY, M.D., MAYOR	YES
ROBERT AMOS, COMMISSIONER	YES
EUGENE DAVIS, COMMISSIONER	YES
HARDING DAWAHARE, COMMISSIONER	YES
JAMES BALSER, COMMISSIONER	ABSENT

The Mayor declared the within Resolution adopted.

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

ATTEST:

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

Harding Dawahre made the motion to approve the Resolution. Eugene Davis seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	HARDING DAWAHARE	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEU, M.D.	YES

The Motion Carried.

Resolution R-78-12 was presented and read entitled:

RESOLUTION APPROVING CONTRACT BETWEEN THE CITY OF PIKEVILLE & COMPREHENSIVE DESIGN COLLABORATIVE, INC. FOR ARCHITECTUAL ENGINEERING SERVICES FOR A SWIMMING POOL

WHEREAS, the Construction of a Swimming Pool for the City of Pikeville will necessitate certain technical services and professional services which Comprehensive Design Collaborative proposes to provide to the City by the terms of the Contract attached hereto, and;

WHEREAS, The City Commission deems the services to be advisable,

NOW, THEREFORE, the Mayor and City Clerk are herby authorized to execute the Contract with Comprehensive Design Collaborative and to bind the City to the terms thereof.

At Pikeville, Kentucky this 27th day of March, 1978.

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

Commissioner Eugene Davis moved the adoption of the foregoing Resolution. Commissioner Harding Dawahare seconded the motion...

Upon roll call the vote was as follows:

W. C. HAMBLEY, M.D., MAYOR	YES
JAMES BALSER, COMMISSIONER	ABSENT
ROBERT AMOS, COMMISSIONER	YES
EUGENE DAVIS, COMMISSIONER	YES
HARDING DAWAHARE, 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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Eugene Davis made the motion to approve the Resolution. Harding Dawahare seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	HARDING DAWAHARE	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Resolution R-78-15 was presented and read entitled:

RESOLUTION ACCEPTING PROPOSAL OF STOKLEY & ASSOCIATES FOR A SUBSURFACE INVESTIGATION OF THE PIKEVILLE SWIMMING POOL

WHEREAS, the construction of a swimming pool will necessitate certain subsurface investigation services and;

WHEREAS, Stokley & Associates have prepared a proposal for Subsurface Investigation with a total estimated compensation of Thirteen Hundred Fifty (\$1,350.00) Dollars.

NOW, THEREFORE, BE IT RESOLVED that the Subsurface Investigation proposal of Stokley & Associates is hereby accepted and they are authorized to proceed with the said work according to the terms of the proposal.

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

At Pikeville, Pike County, Kentucky this the 29th day of March, 1978.

Commissioner Harding Dawahare moved the adoption of the foregoing Resolution. Commissioner Eugene Davis seconded the Motion.

Upon roll call the vote was as follows:

W. C. HAMBLEY, M.D., MAYOR	YES
JAMES BALSER, COMMISSIONER	ABSENT
HARDING DAWAHARE, COMMISSIONER	YES
EUGENE DAVIS, COMMISSIONER	YES
ROBERT AMOS, JR., 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.

Harding Dawahare made the motion to approve the Resolution. Eugene Davis seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	HARDING DAWAHARE	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Resolution R-78-16 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE CITY OF PIKEVILLE AND COLLOREDO ASSOCIATES, INC., FOR MULTIYEAR COMPREHENSIVE GRANT PLANNING

WHEREAS, the application by the City of Pikeville for a Multiyear Comprehensive Grant under the Small Cities Program will necessitate certain consultative and planning services, and;

WHEREAS, Colloredo Associates, Inc., of Memphis, Tennessee have submitted a proposal dated March 24, 1978 for the provision of said services which proposal is approved by the City,

NOW, THEREFORE, BE IT RESOLVED that the said proposal is hereby accepted and the Mayor and City Clerk are authorized to execute the same 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 in full force and effect immediately upon subscription and approval thereof.

Commissioner Harding Dawahare moved the adoption of the foregoing Resolution. Commissioner Robert Amos seconded the motion.

Upon roll call the vote was as follows:

W. C. HAMBLEY, M.D., MAYOR	YES
ROBERT AMOS, COMMISSIONER	YES
EUGENE DAVIS, COMMISSIONER	YES
JAMES BALSER, COMMISSIONER	ABSENT
HARDING DAWAHARE, COMMISSIONER	YES

The Mayor declared the within Resolution adopted.

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

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

Harding Dawahare made the motion to approve the Resolution. Robert Amos seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	HARDING DAWAHARE	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Eugene Davis made the motion that Larry Webster draw up a Resolution congratulating the Kentucky Wildcats on winning the NCAA Tournament. Harding Dawahare seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	HARDING DAWAHARE	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

The employment of Priscilla Newsome as Bookkeeper for Community Development was presented for approval. This will mean an increase of \$250.00 for a total salary of \$1,050.00 for her additional duties.

Robert Amos made the motion to approve Priscilla Newsome as Bookkeeper for Community Development. Eugene Davis seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	HARDING DAWAHARE	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Change Order #8 on Hall Contracting for Gas Lines in the amount of \$2,820.00 was presented for approval.

Robert Amos made the motion to approve the change order. Eugene Davis seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	HARDING DAWAHARE	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

A Letter from Sandy Valley Water District along with a proposed Water Purchase Contract was presented to the Commission.

Eugene Davis made the motion to negotiate the Contract from Sandy Valley Water District. Harding Dawahare seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	HARDING DAWAHARE	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Motion to Adjourn.

Harding Dawahare made the motion that the meeting adjourn. Eugene Davis seconded the motion.

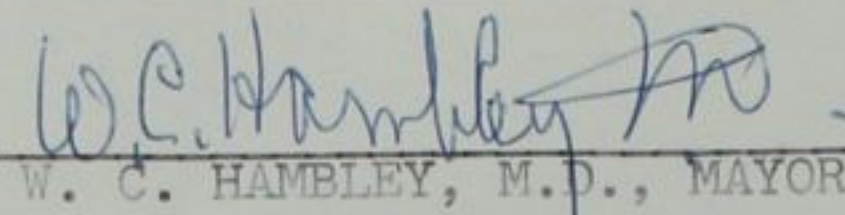
Upon roll call the vote was as follows:

COMMISSIONER:	HARDING DAWAHARE	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

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ATTEST:

CHARLES L. HUFFMAN, JR.
CITY CLERK

 W. C. HAMBLEY, M.D., MAYOR
REGULAR MEETING - APRIL 10, 1978

A Regular Meeting of the Board of Commissioners of the City of Pikeville was held on April 10, 1978 at 7:30 P.M. at the Regular Meeting Place of said Board of Commissioners at City Hall in Pikeville, Kentucky.

Mayor William C. Hambley, M.D. presided and upon call of the roll the following members of said Board of Commissioners were determined to be present:

COMMISSIONER: JAMES BALSER
EUGENE DAVIS
ROBERT AMOS, JR.
MAYOR: W. C. HAMBLEY, M.D.

Commissioner Harding Dawahare was absent.

The Assistant City Clerk read the minutes for the period Regular Meeting (March 27, 1978) and Continued Meeting (March 29, 1978). After the minutes were read they were approved without any additions or corrections.

There were many citizens of Pikeville at the meeting to give complaints about their Gas Bills. After hearing several of the complaints, the Commission agreed to have Frank Carlton, City Manager to take everyone's name and account number and check into each individual case.

William Baird, III, of Law Firm Baird, Baird, & Baird was at the meeting to represent Ann Pinson, owner of the Pinson Hotel. He stated that the alley which was discussed at the last meeting is dedicated to be a public way. He brought maps to back up his statement. The problem was that cars block both ends of the alley.

After the discussion it was agreed that the City would put signs up stating that there will be no parking and violators will be towed away.

The Community Development Bills which totaled \$47,823.43 was presented for approval.

A.B. DICK PRODUCTS	\$ 251.73
APPALACHIAN EXPRESS	5.25
CITY UTILITIES DEPT.	103.65
CITY OF PIKEVILLE	413.73
JOHN P. BLAIR, CLERK	10.50
EAST KY. BEVERAGE	150.00
E.S. PRESTON ASSOC.	10,675.61
SOUTH CENTRAL BELL	121.36
U.S. LEASING	18.43
V.W. EIMICKE ASSOC.	92.23
CITY OF PIKEVILLE	35,828.96
"SEC. 407" REHAB.	41.34
PHYLLIS LAYNE	20.56
U.S. POSTMASTER	90.08
	<u>\$47,823.43</u>

Eugene Davis made the motion to approve the bills. Robert Amos, Jr. seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

A Request for Funds from the Pikeville Public Library in the amount of \$11,920.04 was presented for approval.

Robert Amos made the motion to approve the Request. Eugene Davis seconded the motion.

Upon roll call the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	EUGENE DAVIS	YES
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.