

MINUTES } CITY OF PIKEVILLE

REGULAR MEETING - MAY 8, 1978

A Regular Meeting of the Board of Commissioners of the City of Pikeville was held on May 8, 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 presided and upon call of the roll the following members of said Board of Commissioners were determined to be present:

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

The Assistant City Clerk read the minutes for the period Regular Meeting (April 24, 1978). After the minutes were read they were approved without any additions or corrections.

Business from the Floor. There was a representative of a Retirement Plan Agency at the meeting to speak with the Commission. He stated that he had talked with some of the Police & Fire Dept. and they are dissatisfied with the plan they now have.

W.T. Huffman was there to discuss the pump at Burger Queen. He wanted to know if the pump was going to be replaced. After a long discussion it was agreed that the pump would be replaced.

Periodic Estimate #3 from Energy Construction on the Island Creek Water Line Project in the amount of \$30,435.17 was presented for approval.

It was requested that a check for this amount be written jointly to Energy Const. & McWane Cast Iron Pipe Co. whereas Energy Const. owes McWane for materials. Both parties agreed.

James Balser made the motion that the estimate be approved & that a joint check be written to Energy Const. & McWane Pipe Co.

Upon roll call the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
	EUGENE DAVIS	NO
	ROBERT AMOS, JR.	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Periodic Estimate #5 from Energy Construction for Fairview "88" Flood Damage Repair Project in the amount of \$40,154.56 was presented for approval.

Harding Dawahare made the motion to approve the Estimate. James Balser 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.

The Community Development Bills which totaled \$19,286.47 were presented for approval.

A.B. Dick Products	\$ 99.50
Advertiser Printing Co.	1,730.00
Roy E. Alexander	114.44
C & R Off. Supply	63.16
City Utilities Dept.	70.34
City of Pikeville	102.79
East Ky. Beverage	150.00
Holes-Webway Co.	65.13
IBM Corp.	411.79
Phyllis Layne	19.65
Will Linder	1,800.00
Lintin & Company	1,825.00
Natl. C.D. Assn.	400.00
Petty Cash	20.45
Pike County News	63.00
Pitney Bowes	141.00
South Central Bell	307.72
Urban Renewal Agency	11,500.00
Mary Lou Draughn	402.50
TOTAL:	\$19,286.47

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

Upon roll call the vote was as follows:

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COMMISSIONER: JAMES BALSER YES
 HARDING DAWAHARE 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 \$7,728.78 was presented to the Commission for approval.

Robert Amos made the motion to approve the request. 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.

A Request for Funds for Flood Replacement E-9 Public Housing in the amount of \$815.00 was presented for approval.

After a short discussion the Commission decided not to take any action on this request until it can be explained.

Resolution R-78-21 was presented and read entitled:

RESOLUTION CHANGING INCOME LIMITS FOR 407 DISASTER RECOVERY PLAN FOR THE CITY OF PIKEVILLE

WHEREAS, the City of Pikeville has heretofore adopted a 407 Disaster Recovery Plan which contains certain income limits beyond which applicants are not eligible, and;

WHEREAS, it is necessary to modify those limits,

NOW, THEREFORE, BE IT RESOLVED that the income limits for the 407 Disaster Recovery Plan are hereby modified as follows:

NUMBER OF MEMBERS PER FAMILY	PRESENT INCOME LIMIT	NEW INCOME LIMIT AS MODIFIED BY THIS RESOLUTION
1	\$5,300.00	\$6,850.00
2	\$6,100.00	\$7,850.00
3	\$6,900.00	\$8,850.00
4	\$7,600.00	\$9,800.00
5	\$8,100.00	\$10,000.00
6	\$8,600.00	\$11,050.00
7	\$9,100.00	\$11,650.00
8	\$9,600.00	\$12,250.00

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 8th day of May, 1978.

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

Upon roll call the votes were as follows:

W. C. HAMBLEY, M.D., MAYOR YES
 JAMES BALSER, COMMISSIONER YES
 HARDING DAWAHARE, 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
 CHARLES L. HUFFMAN, JR.
 CITY CLERK

Eugene Davis made the motion to approve the Resolution. 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.

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The Bids on the eight inch & ten inch Waterline from Little Dixie to Poor Farm Hollow were presented as follows:

- | | | | |
|-----|-------------------------------|---|--------------|
| (1) | C.F.E. Construction Co., Inc. | - | \$194,544.43 |
| (2) | L.B.K. Construction Co., Inc. | - | \$190,588.00 |
| (3) | Hall Contracting Corporation | - | \$232,922.00 |

After a brief discussion of the bids the Commission agreed to take two weeks in order to review the bids.

There was a letter from Charles Huffman, City Clerk regarding Hall Contracting on the Gas System & Reconstruction & Improvement Contract. The Mayor stated they would consider the letter.

Resolution R-78-22 was presented and read entitled:

RESOLUTION AUTHORIZING TRANSFER OF \$44,000.00 FROM THE WATER AND SEWER BOND AND INTEREST REDEMPTION FUND OF 1958 TO THE GAS SYSTEM OPERATION & MAINTENANCE FUND

WHEREAS, certain funds in the Water and Sewer Bond and Interest Redemption Fund of 1958 are available and are needed in the Gas System Reconstruction and Improvement Account, and;

WHEREAS, an Ordinance heretofore passed by the City authorizes the said transfer, NOW, THEREFORE, BE IT RESOLVED that the sum of \$44,000.00 shall be transferred from the Water and Sewer Bond and Interest Redemption Fund of 1958 to the Gas System Reconstruction and Improvement Account.

At Pikeville, Kentucky, this 8th day of May, 1978.

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 thereof.

Commissioner James Balser 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
JAMES BALSER, COMMISSIONER	YES
HARDING DAWAHARE, 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

James Balser made the motion to approve the Resolution. Eugene Davis 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.

There was a Cash Flow Report presented to the Commission by Frank Carlton, City Manager. This was an analysis of the City's Financial position based on the February 28, 1978 Balance Sheets and Revenue/Expenditures Reports.

There was a letter from Columbia Gas Company in response to the City Manager's letter regarding the Gas Rates.

A Project Agreement on the RC&D Project (Big Sandy Area) from the U.S. Department of Agriculture Soil Conservation Service was presented for approval.

Eugene Davis made the motion to approve the Agreement. James Balser 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, MD	YES

The Motion Carried.

There was an Operation & Maintenance Agreement for the RC&D Project presented for approval.

James Balser made the motion to approve the agreement. Eugene Davis seconded the motion.

Upon roll call the vote was as follows:

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

Frank Carlton approached the Commission about a Budget Plan for the Gas Bills. This would mean eleven even monthly payments and one month settle out bill.

Robert Amos made the motion to approve the Budget Plan. James Balser 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.

Resolution R-78-23 was presented and read entitled:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PIKEVILLE, KENTUCKY AUTHORIZING THE FILING OF A COMMUNITY DEVELOPMENT APPLICATION

WHEREAS, it is necessary and in the public interest that the City of Pikeville, Kentucky avail itself of the Financial Assistance provided by Title I of the Housing and Community Development Act of 1977, to commence a Community Development Program within the City of Pikeville, and;

WHEREAS, it is recognized that the Federal Contract for such Financial Assistance pursuant to said Title I will impose certain Obligations and Responsibilities upon the City of Pikeville and will require among other things:

(1) Approval of a satisfactory application transmitted to the Federal Department of Housing and Urban Development;

(2) Certification by the City of Pikeville or its Designee, relating to activities such as Civil Rights, Citizen Participation, Relocation Payments, Acquisition of Properties, National Environmental Policies and Accounting Practices; and

(3) Other local Obligations and Responsibilities in connection with the undertaking and carrying out of the Community Development Program, and;

WHEREAS, in those areas where acquisition and clearance is proposed, the objectives of the program cannot be achieved through more extensive Rehabilitation comprising the program;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pikeville, Kentucky;

(1) That the United States of America and the Secretary of Housing and Urban Development be, and hereby are, assured of full compliance by the City of Pikeville City Council with certifications relating to all Regulations and administration of Civil Rights Act, Citizens Participation, Relocation Payments, Acquisition Processes, Accounting Procedures, the Hatch Act, Minimum Wage and Minimum Hour Provisions of the Fair Labor Standards Act, and all Requirements of the National Environmental Policy Act of 1968;

(2) That the Mayor, City Attorney, and Director of Community Development of the City of Pikeville, Kentucky are authorized and directed to prepare such certification and to assure full compliance with all certificationa as outlined in (1) above;

(3) That an application of behalf of the City of Pikeville Comprehensive Program Grant within the Community Development Block Grant Small Cities Program is hereby approved and that the Director of Community Development is hereby authorized to execute and file such application with the Federal Department of Housing and Urban Development, to provide such additional information and to furnish such Documentation as may be required of said department, and to act as the authorized Correspondent of the City of Pikeville relating to the Community Development Program.

Commissioner Eugene Davis moved the adoption of the foregoing Resolution. Commissioner Robert Amos seconded the motion.

At Pikeville, Pike County, Kentucky this the 8th day of May 1978.

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
 JAMES E. BALSER, 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
 CHARLES L. HUFFMAN, JR.
 CITY CLERK

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

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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.

Resolution R-78-24 was presented and read entitled:

RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PIKEVILLE, KY. SETTING FORTH THE REVISED STRUCTURE FOR CITIZENS PARTICIPATION AND APPROVING SUCH STRUCTURE AS THE OFFICIAL CITIZENS PARTICIPATION PROCESS FOR THE COMMUNITY DEVELOPMENT PROGRAM

WHEREAS, under the Provisions of Title I of the Housing and Community Development Act of 1974, it is required that there be a formally established Citizens Participation Process, and;

WHEREAS, the City of Pikeville, Kentucky has attempted to establish a process conducive to and reflecting the desires of the City of Pikeville, Kentucky, and; NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Pikeville, Kentucky:

(1) That the Attached Structure including the By-Laws for citizens Participation is hereby approved.

(2) That the Formal structure for citizens participation will be reviewed on an annual basis and modified if necessary.

(3) 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 8th day of May, 1978.

Commissioner Eugene Davis moved the adoption of the foregoing Resolution. Commissioner James Balser seconded the motion.

Upon roll call, the votes were as follows:

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

The Mayor declared the 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

Eugene Davis made the motion to approve the Resolution. James Balser 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.

There was a short discussion of the Utility Rate Increase. Larry Webster was authorized to draw up an Ordinance to raise the Utility Rates. There is to be a separate Ordinance for each Rate Increase.

There was a lengthy discussion of the way grease should be disposed of at public & private places. Mayor Hambley stated that the grease should be put in plastic jugs instead of glass jugs. It was stated that some men are being paid overtime just to pick up this grease.

There was a list of status changes taken since the last meeting presented for approval.

	FROM	TO	EFFECTIVE DATE
(1) Glen Snodgrass (Plumbers Helper)	\$4.50/hr.	Resigned	April 21, 1978
(2) Earl Tucker (Laborer)	Hiring	\$3.00/hr.	April 17, 1978
(3) Wm. Leo Reed (Laborer)	Hiring	\$3.00/hr.	April 17, 1978
(4) Lloyd Elkins (Laborer)	\$3.00/hr.	Resigned	May 2, 1978
(5) Rickey Johnson (Water Dist.)			
(6) Jasper Patrick (Laborer)			
(7) Bob Jarvis (Park & Recr. Supervisor)	CETA Empl. Transfer from Schools		May 31, 1978

Harding Dawahare made the motion to approve the Status Changes. Eugene Davis seconded the motion.

Upon roll call the vote was as follows:

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

Each Commissioner and the Mayor was given a monthly Report from each Department Head. Robert Amos said he wanted to commended Frank Carlton on his effort to have these reports done. Harding Dawahare agreed.

During announcements Frank Carlton announce that the Housing Authority will hold their meeting Tuesday, May 9, 1978 and that the Urban Renewal will hold their meeting Wednesday May 10, 1978/

The Bids on the Church of God were presented as follows:

- (1) Marvin C. Stratton - \$4,471.00
- (2) D & B Development - \$4,035.00

There was a letter from Community Development recommending that the bid be awarded to D & B Development as the low bidder.

Robert Amos made the motion to accept the bid from D & B Development. Eugene Davis 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.

The Temporary Relocation Housing Assistance Project Bills in the amount of \$395.00 were presented for approval.

Robert Amos made the motion to approve the bills. James Balser 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.

Periodic Estimate #4 from Energy Construction on the Cline & Scott Street Gas Lines in the amount of \$12,170.55 was presented for approval.

Eugene Davis made the motion to approve the estimate. Robert Amos 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.

There was a letter from Roberts & Holcombs stating that they have withdrew their request to renegotiate their contract.

There was an Ordinance on Litter which Larry Webster had drawn up presented to the Commission but it was not discussed.

Motion to Adjourn.

Harding Dawahare made the motion to adjourn the meeting. James Balser 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.

The Meeting was Adjourned.

APPROVED

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

ATTEST:

CHARLES L. HUFFMAN, JR.
 CITY CLERK