

MINUTES } CITY OF PIKEVILLE

REGULAR MEETING - APRIL 23, 1979

A Regular Meeting of the Board of Commissioners was held on April 23, 1979 at 7:30 P.M. at the Regular Meeting Place of said Board of Commissioners at the Old City Hall Building in Pikeville, Ky.

Mayor Pro Tem Robert Amos presided and upon call of the roll, the following members were determined to be present:

COMMISSIONER: JAMES BALSER
HARDING DAWAHARE
EUGENE DAVIS
ROBERT AMOS, JR.
MAYOR: W. C. HAMBLEY, M.D. 8:00

The Asst. City Clerk was present and read the minutes for the previous meetings of April 9, and 10, 1979. The minutes were approved without any additions or corrections.

Terry Deskins was present to ask permission of the Commission to relocate a waterline and hydrant in the Bowles Addition that separates a lot and a half of property that he purchased. The expense of relocating the waterline will be paid by Mr. Deskins. Robert Amos made the motion to allow Mr. Deskins to relocate the waterline. 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.

Ike Hall from the Dept. of Transportation was present to have the Commission to consider an offer for the Dept. to purchase 1.49 acres of land at Coal Run for the amount of \$82,850.00. Robert Amos made the motion to allow the purchase of the 1.49 acres. 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.

Proceeds will be deposited into Industrial Development Fund.

City Bills in the amount of \$67,893.56 (Comp Design Collaborative \$750.00, Colloredo Assoc. \$1,382.00, and SSES Sewer Study \$11,690.86 were approved in Community Development Bills and also a separate vote was taken to pay these bills.) were presented to the Commission for approval. Robert Amos made the motion to approve the bills. 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.

Alert Oil & Gas	\$ 2,728.12
Aratex Uniform Rental	104.50
Banks Baldwin	71.50
Big Sandy Electric & Supply	74.02
Charles Thomas Campbell	32.00
Capital City Industrial Supply Co.	396.48
Frank Carlton	204.64
Chevron U.S.A. (Louisville)	359.29
Chevron U.S.A. (Concord)	12,878.59
Chrisman Insurance	245.00
Christy Firebrick Company	84.90
C.I. Thronburg Company, Inc.	297.44
Cleveland Cotton Products	22.10
C & O Railway Co.	25.00
Code Administrators Associates	25.00
Greg Compton	24.57
East Kentucky Bevarage	750.00
Envirex Inc.	465.70
General Service Station	244.20
Graphic Controls Corporation	36.18
Hickory Printing Company	2.00
I B M Corporation	16.20
I.T.T. Autowize	414.53
Jesse Johnson	45.90

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Jimmie Rogers Tire & Auto Supply	\$ 73.50
Joe's Standard Station	263.78
John Conti	56.21
John Perry Supply	188.53
Johnson Motor Sales	112.50
KACo/KML Self Insurance Fund	6,196.75
Kentucky Power Company	1,261.21
Larry Keene's True Value	103.18
Lindsey & Elliott	3,821.50
McCoy & McCoy, Inc.	125.00
McJunkin Corporation	44.00
Foster Meade	66.25
Midwest Office Supply	763.07
Old Dominion Brush	258.34
Orkin Exterminating	32.75
Oxford Chemicals, Inc.	304.17
Pikeville Ice Company	250.00
Precision Machine & Tool Co.	136.70
James R. Wray	102.97
Claude Trimble	121.90
Earl D. Thacker	155.76
Johnny R. Miller	151.30
Eldon J. May	100.33
Morgan Coleman, Jr.	108.42
Elver G. Blackburn	84.40
Martha F. Smith	162.78
John Adkins	117.64
John W. Scalf	177.00
James Brown	190.38
Retirement	300.00
R.H. Worden Gas Account	1,781.50
Mrs. Ruby Riley Trustee as Individual	221.00
Riley & Scott Gas	429.00
R.E. Riley & Thaddus Scott Trustee	1,117.00
Roberts & Holcomb Enterprises	1,179.10
R.V. May Company	95.90
Sandy Valley Oil Company	8.41
Slone's Office Supply	404.62
South Central Bell	513.52
Southern Meter & Supply	1,435.13
Gilbert Stambaugh	3,780.00
State Contracting & Stone	773.50
United Laboratories	862.24
U.S. Leasing	49.35
Water Works	3,311.00
Whayne Supply	738.43
Wilson Machinery & Supply Co.	49.65
W.&W. Electric Motor Repair	393.75
Xerox	268.60
Richard Reeher	750.00
Collorado Assoc.	1,382.00
SSES Sewer Study	11,690.86
Total	\$67,893.56

Community Development bills in the amount of \$290,623.88 were presented to the Commission for approval of payment. Robert Amos made the motion to approve payment. 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.

Ashland Office Supply	\$ 93.00
Appalachian Express	180.00
John P. Blair, Clerk	24.10
City Utilities	115.66
IBM Corp.	601.93
Pike County News	28.43
Slone's Office Supply	13.05
Mary Lou Draughn	63.43
Phyllis Layne	26.00
Sue Smallwood	133.70
U.S. Leasing Corp.	18.43
Housing Authority	83.33
Orville Clark	200.00
Hester Layne	89.00
Open Space Proj.	750.00
Urban Renewal	285,000.00
City of Pikeville	3,203.82
Total	\$ 290,623.88

Comprehensive Design Collaborative submitted a bill for \$750.00 for basic

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services thru bidding for the swimming pool. Harding Dawahare made the motion to pay Comprehensive Design Collaborative. 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.

Colloredo Associates submitted a bill in the amount of \$3,203.82 for the Raw Water Intake Structure Failure analysis (2nd and 3rd bill). Robert Amos made the motion to approve payment. 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.

Hall Contracting submitted a proposed change order to repair the Raw Water Intake Structure in the amount of \$152,910.00. Work will commence 5 days after the retainage of \$101,934.98 held on the original contract is paid. Harding Dawahare made the motion to pay 50% of the retainage immediately and the other 50% of the retainage when Hall starts work on the repairs. 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.

Harding Dawahare made the motion to accept the change order of \$152,910.00 to repair the Raw Water Intake Structure. 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.

Resolution R-79-026 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE CITY AND J.T. GOGGINS COMPANY FOR SWIMMING POOL CONSTRUCTION

WHEREAS, the City has accepted the proposal of J.T. Goggins Company for the construction of the swimming pool and related facilities at the Athletic Field site, and;

WHEREAS, a contract has been presented between the City and J.T. Goggins Company, Inc., Contractor,

NOW, THEREFORE, the said Contract is approved and the Mayor and City Clerk are authorized to execute the same and to bind the City to the terms thereof. To the extent that the said contract may have been executed heretofore by the Mayor or other City officials the execution thereof by the Mayor is ratified and confirmed in all respects.

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.

At Pikeville, Kentucky this 23 day of April, 1979.

Commissioner Harding Dawahare 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.

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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,
CITYCLERK

Harding Dawahare made the motion to adopt the resolution. Eugene Davis seconded the motion. (Contract is on file at City Hall). 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.

Evans McGraw, City Engineer, submitted a list of equipment needed by the City at the Sanitary Landfill which was requested by the State. Robert Amos made the motion to give the State assurance that this equipment will be made available. 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.

Ordinance 0-79-005 was presented and read entitled:

AN ORDINANCE RELATING TO A PROPOSED HIGHWAY PROJECT WITHIN THE CITY LIMITS OF PIKEVILLE, KENTUCKY, PERTAINING TO A TRAFFIC AGREEMENT BETWEEN THE CITY OF PIKEVILLE AND THE COMMONWEALTH

James Balser made the motion to adopt the Ordinance. 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.

A bill from the Soil Conservation Service in the amount of \$134,524.97 was presented to the Commission for approval. Amendment #4 states that the City's portion to be \$67,262.49 and the Soil Conservation's portion will be \$67,262.48. Robert Amos made the motion to approve amendment #4. 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.

Resolution R-79-027 was presented and read entitled:

RESOLUTION AUTHORIZING PURCHASE OF PROPERTY FROM IDA AKERS FOR WATER TANK SITE AT TOLER GAP FOR \$700.00

WHEREAS, it is necessary that certain property be purchased from Ida Akers to locate a water tank site for the Toler Gap water tank, and;

WHEREAS, the said landowner is asking the sum of \$700.00 for the site,

NOW, THEREFORE, BE IT HEREBY RESOLVED that the appropriate City officials are authorized to pay to Ida Akers the sum of \$700.00 for a water tank site upon the receipt of a deed of conveyance for the same.

At Pikeville, Kentucky this 23 day of April, 1979.

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.

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Commissioner Robert Amos 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
HARDING DAWAHARE, COMMISSIONER	YES
EUGENE DAVIS, COMMISSIONER	YES
JAMES BALSER, 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.
CITY CLERK

Robert Amos made the motion to adopt 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.

Resolution R-79-028 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE CITY AND THE ICMA FOR CITY MANAGERS DEFERRED COMPENSATION RETIREMENT DEPOSIT

WHEREAS, an Agreement has been presented between the City and the ICMA relative to the City Managers deferred compensation deposits and the consolidation of same into one account for easier administration,

NOW, THEREFORE, BE IT RESOLVED that the said Agreement is approved and the Mayor and City Clerk are authorized to execute the same and to bind the City to the terms thereof.

At Pikeville, Kentucky this 23 day of April, 1979.

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, JR., COMMISSIONER	YES
HARDING DAWAHARE, COMMISSIONER	YES
EUGEN E DAVIS, COMMISSIONER	YES
JAMES 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, Jr.
CHARLES L. HUFFMAN, JR.
CITY CLERK

Harding Dawahare made the motion to adopt 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.

An agreement between the City and the Dept. of Transportation for sharing the cost of relocation of the City's gas lines at the proposed site for the Coal Run Bridge was submitted to the Commission. Project cost is \$16,210.00 and the Dept. will pay 84.2% and the City will pay 15.8%. (\$14,648.82 and \$2,561.18 res.).

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Resolution R-79-029 was presented and read entitled to this effect:

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE CITY AND THE DEPARTMENT OF TRANSPORTATION RELATIVE TO COST SHARING ON RELOCATION OF GAS LINE AT THE COAL RUN BRIDGE

WHEREAS, it is necessary that the gas line to Coal Run Bridge be removed and relocated, and;

WHEREAS, an Agreement has been presented between the City and the Department of Transportation relative to cost sharing on the charges for relocation of the said gas line,

NOW, THEREFORE, BE IT RESOLVED that the said Agreement is approved and the Mayor and City Clerk are authorized to execute the same and to bind the City to the terms thereof.

At Pikeville, Kentucky this 23 day of April, 1979.

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 Harding Dawahare seconded the Motion.

Upon roll call the votes were as follows:

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

The Mayor declared the within Resolution adopted.

/s/ W. C. Hambley, M.D., Mayor
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 agreement and adopt the resolution as long as the cost to the City did not exceed the price quoted in the agreement. 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 list of Status Changes were brought before the Commission. James Balser made the motion to approve the status changes. 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.

Resolution R-79-030 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION OF RIGHT OF ENTRY AND CONSTRUCTION EASEMENT BETWEEN BUREAU OF HIGHWAYS, CITY OF PIKEVILLE AND URBAN RENEWAL AND COMMUNITY DEVELOPMENT AGENCY

WHEREAS, the City of Pikeville and the Pikeville Urban Renewal and Community Development Agency, in conjunction with other agencies of government including the Commonwealth of Kentucky, Department of Transportation, Bureau of Highways are implementing a project known as the Cut-Through, and;

WHEREAS, the City of Pikeville has acquired certain parcels which are necessary and incidental to the river fill and the implementation and carrying out of the Cut-Through Project, and;

WHEREAS, it will be necessary for the City of Pikeville to grant construction easements on a temporary basis to the Pikeville Urban Renewal & Community Develop-

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ment Agency along with rights of entry for the said construction,

NOW, THEREFORE, BE IT RESOLVED that the right of entry and construction easement attached hereto is approved 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 the foregoing 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 Eugene Davis seconded the Motion.

At Pikeville, Kentucky this 23 day of April 1979.

Upon roll call the votes were as follows:

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

Harding Dawahare made the motion to adopt 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.

Citizens from Island Creek were present to protest a proposed annexation for territory from the City's Island Creek property across the river and following the ridge line to the Upper Chloe Gap and along the ridge to Ferguson Creek. No Action Taken.

Harding Dawahare made the motion to have the R.H. Hobbs Warehouse torn down as soon as possible. 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.

Robert Amos made the motion to adjourn. 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.

approved Robert Amos per Line

attest
Charles L. Huffman, Jr. City Clerk