No Action Taken.

Harding Dawahare made the motion to adjourn. James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

JAMES BALSER HARDING DAWAHARE ROBERT AMOS, JR.

YES YES

The Motion Carried.

A work session with E.S. Preston willbe held on 2nd floor of the new city hall with the Commissioners on September 6th at 3:00.

APPROVED

ATTEST

REGULAR MEETING - SEPTEMBER 10, 1979

A Regular Meeting of the Board of Commissioners was held on September 10, 1979, 7:30 P.M., at the Regular Meeting Place of said Board of Commissioners at the Old City Hall Building in Pikeville, Ky.

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

COMMISSIONER:

JAMES BALSER HARDING DAWAHARE EUGENE DAVIS

7:45

YES

MAYOR:

ROBERT AMOS, JR. W. C. HAMBLEY, M.D.

The minutes were read for the previous regular meeting of August 27, 1979 and they were approved without any additions or corrections.

Ann Pinson was present to ask the Commission why a \$1,000 deposit had been asked of the new tenant of the Coffee Shop. Mr. Carlton had explained that in the past two years the tenants had left a bill in arrears of \$2,728.00, and for this reason a sizable deposit had been asked. The Mayor wanted to know why service had been given to people with delinquent bills and said that all meters should be removed on all accounts that are delinquent.

Robert Amos made the motion to have Jesse Johnson to investigate the breakin at City Hall where the meter books and several other items had been taken. 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:

The Motion Carried.

W. C. HAMBLEY, M.D.

Community Development bills were submitted to the Commission in the amount of \$165,108.72 for approval of payment. Robert Amos made the motion approve payment of the bills. James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

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

MAYOR:

The Motion Carried.

Periodic Estimate #24 was presented to the Commission from Hall Contracting for the Raw Water Intake project in the amount of \$107,293.04. Robert Amos made the motion to approve payment of the estimate subject to getting the inspector's signature. Harding Dawahare seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

MAYOR:

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

The Motion Carried.

J.T. Goggins submitted pay estimate #4 to the Commission in the amount of \$38,362.60 for the swimming pol project. Eugene Davis made the motion to approve payment. Robert Amos seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER: JAMES BALSER
HARDING DAWAHARE
EUGENE DAVIS
ROBERT AMOS, JR.
YES

MAYOR: ROBERT AMOS, JR. YES W. C. HAMBLEY, M.D. YES

The Motion Carried.

A bill was submitted from Comprehenisve Design Collaborative in the amount of \$1,000.00 for inspection services for the swimming pool. James Balser made the motion to approve payment. Eugene Davis seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

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

The Motion Carried.

Comprehensive Design Collaborative presented a bill to the Commission in the amount of \$665.00 for services rendered on the grading and seeding of Upper Poor Farm Hollow. Eugene Davis made the motion to approve payment. Robert Amos seconded the motion. Upon roll call the vote was as follows:

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

The Motion Carried.

Temporary Housing Relocation Bills in the amount of \$375.00 for the month of September were presented to the Commission for approval of payment. James Balser made the motion to approve payment. Harding Dawahare seconded the motion Upon roll call the vote was as follows:

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

The Motion Carried.

Pay estimates #14, #15, and #16 in the amounts of \$623.56, \$2,377.15, and \$3,276,54 respectively were submitted to the Commission from E.S. Preston, Associates for Phase 1 Construction Plans and Specifications on the Toler Gap Water Line for approval of payment. Harding Dawahare made the motion to approve payment of the pay estimates. Eugene Davis seconded the motion. Upon roll call the vote was as follows:

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

The Motion Carried.

An invoice from Construction Inspection Corporation was submitted to the Commission in the amount of \$1,649.16 for inspection services on the raw water intake project. Eugene Davis made the motion to approve payment. Harding Dawahare seconded the motion. Upon roll call the vote was as follows:

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

The Motion Carried.

Larry Webster, City Attorney, asked the Commission to approve a \$26.00 filing fee so he may bring suit against Circle "C" for damages to a waterline. Eugene Davis made the motion to approve the filing fee. James Balser seconded the motion. Upon roll call the vote was as follows:

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

The Motion Carried.

Pay Estimate #4 from PCS/American Consulting Services rendered on the Sewer

System Evaluation Survey in the amount of \$6,288.30 was presented to the Commission for approval of payment. James Balser made the motion to approve payment. Harding Dawahare seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

JAMES BALSER HARDING DAWAHARE EUGENE DAVIS

YES YES YES

MAYOR:

ROBERT AMOS, JR. YES W. C. HAMBLEY, M.D. YES

The Motion Carried.

Bids were received from Bruce Walters Ford \$7,800, Desins Motor, \$7,727, and Johnson Motor, \$7228.66, for a new sewer plant truck. The bids were referred to the City's mechanic and sewer plant operator.

A contract was presented to the Commission from Kentucky Power Comapny for service to the water pumping station at the mouth of Island Creek. Estimated Cost is \$1,500 per month, minimum. Harding Dawahare made the motion to accept the contract. James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

JAMES BALSER YES
HARDING DAWAHARE YES
EUGENE DAVIS YES

MAYOR:

ROBERT AMOS, JR. YES W. C. HAMBLEY, M.D. YES

The Motion Carried.

Resolution R-79-058 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH HOWARD K. BELL ENGINEERING CONSULTANTS FOR THE STEP II DESIGN OF THE SEWER TREATMENT PLANT EXPANSION

WHEREAS, the Step II design of the Sewer Treatment Plant Expansion will require certain engineering and consulting, and;

WHEREAS, an Agreement has been presented with Howard K. Bell Engineering Consultants, and which Agreement is hereby approved,

NOW, THEREFORE, 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.

At Pikeville, Kentucky this 10 day of September, 1979.

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
HARDING DAWAHARE, COMMISSIONER
JAMES BALSER, COMMISSIONER
EUGENE DAVIS, COMMISSIONER
ROBERT AMOS, JR., 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

James Balser made the motion to adopt the resolution. Harding Dawahare seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

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

MAYOR:

The Motion Carried.

Change Order #1 was presented for the Lorraine Street Project in the amount of \$12,815.00 because the bids received exceeded the engineer's estimates. Harding Dawahare made the motin to accept the change order. James Balser seconded the motion. Upon roll call the vote was as follows:

contract on file.

COMMISSIONER:

JAMES BALSER HARDING DAWAHARE

EUGENE DAVIS

YES

YES YES YES ROBERT AMOS, JR.

MAYOR:

The Motion Carried.

W. C. HAMBLEY, M.D.

Change Order #1 was presented from J.T. Goggins in the amount of \$19,087.00 for the swimming pool (changes made due to installation of an air supported enclosure). Robert Amos made the motion to accept the change order. James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

JAMES BALSER YES HARDING DAWAHARE YES EUGENE DAVIS

MAYOR:

YES ROBERT AMOS, JR. W. C. HAMBLEY, M.D.

The Motion Carried.

Resolution R-79-059 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION OF CONTRACT WITH STOCKLEY & ASSOCIATES FOR CEMENT TESTING FOR THE SWIMMING POOL PROJECT

WHEREAS, the construction of the swimming pool at the Pikeville Athletic Facility will necessitate testing of the cement, and;

WHEREAS, a Contract has been presented between the City and Stockley & Associates for the said testing, which contract is approved,

NOW, THEREFORE, the Mayor and City Clerk are authorizied to execute the same amd to bid 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.

At Pikeville, Kentucky this 10 day of September, 1979.

Commissioner Robert Amos moved the adoption of the foregoing Resolution. Commissioner James Balser seconded the Motion.

Upon roll call the votes were as follows:

YES W. C. HAMBLEY, M.D., MAYOR: HARDING DAWAHRE, COMMISSIONER YES YES JAMES BALSER, COMMISSIONER YES EUGENE DAVIS, COMMISSIONER 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 CHRK

Robert Amos made the motion to adopt 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. W. C. HAMBLEY, M.D. YES

MAYOR:

The Motion Carried.

Resolution R-79-060 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH COMPREHENSIVE DESIGN COLLABORATIVE FOR PHASE II WORK ON THE SWIMMING POOL

WHEREAS, THE PROGRESS ON THE SWIMMING POOL INTO Phase II, being the design and installation of an air supported dome for the Pikeville Swimming Pool will require certain engineering, architect and design work, ad;

WHEREAS, an agreement has been presented with Comprehensive Design Collaborative to provide this work, which Agreement is approved,

NOW, THEREFORE, 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.

At Pikeville, Kentucky this 10 day of September, 1979.

Commissioner James Balser moved the adoption of the foregoing Resolution. Commissioner Robert Amos seconded the Motion.

Upon roll call the vote were as follows:

W. C. HAMBLEY, M.D., MAYOR
HARDING DAWAHARE, COMMISSIONER
JAMES BALSER, COMMISSIONER
EUGENE DAVIS, COMMISSIONER
ROBERT AMOS, JR., COMMISSIONER
YES
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 adopt the resolution. Robert Amos seconded the motion. Upon roll call the vote was as follows:

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

The Motion Carried.

Resolution R-79-061 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH COMPREHENSIVE DESIGN COLLABOR-ATIVE FOR WORK ON THE FOURTH LEVEL RECREATIONARY AT POOR FARM HOLLOW

WHEREAS, the development of the Fourth Level Recreationary of Poor Farm Hollow will necessitate certain design, engineering, and architect work, and;

WHEREAS, Comprehensive Design Collaborative has presented a Contract for the said work which is approved,

NOW, THEREFORE, 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.

At Pikeville, Kentucky this 10 day of September, 1979.

Commissioner Robert Amos 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

JAMES BALSER, COMMISSIONER

HARDING DAWAHARE, COMMISSIONER

EUGENE DAVIS, COMMISSIONER

ROBERT AMOS, JR., COMMISSIONER

YES

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. Harding Dawahare seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER: JAMES BALSER

YES

COMMISSIONER:

HARDING DAWAHARE

YES

MANOD.

EUGENE DAVIS
ROBERT AMOS, JR.
W. C. HAMBLEY, M.D.

YES YES

MAYOR:

The Motion Carried.

Resolution R-79-062 was presented and read entitled:

RESOLUTION AUTHORIZING AMENDMENT OF CONTRACT WITH E.S. PRESTON ASSOCIATES FOR CEDAR CREEK-POOR FARM HOLLOW WATER AND SEWER CONTRACT

WHEREAS, certain matters have necessitated extra work on the part of E.S. Preston Associates on the Poor Farm Hollow water and sewer contract, and;

WHEREAS, a proposal has been presented requesting an amendment to the said contract in the amount of \$10,000.00, which is approved,

NOW, THEREFORE 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.

At Pikeville, Kentucky this 10 day of September, 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 ROBERT AMOS, JR., COMMISSIONER HARDING DAWAHARE, COMMISSIONER JAMES BALSER, COMMISSIONER EUGENE DAVIS, COMMISSIONER YES YES YES 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 resolutin. Eugene Davis seconded the motion. Upon roll call the vote was as follows:

COMMISSINER:

JAMES BALSER YES
HARDING DAWAHARE YES
EUGENE DAVIS YES

MAYOR:

EUGENE DAVIS
ROBERT AMOS, JR.
W. C. HAMBLEY, M.D.
YES

The Motion Carried.

Eugene Davis made the motion to allow the increase in E.S. Preston's contract for the engineering services for the Cut-Thru to \$103,503. Harding Dawahare seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

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

MAYOR:

The Motion Carried.

A list of status changes were brough before the Commission for approval. No Action Taken.

E.S. Preston submitted a letter of request to be paid the amount of \$8,224.43 for cost overruns in engineering, resident inspection, and contract administration for the services rendered on the Toler Gap Water Line. Eugene Davis made the motion to approve payment. Robert Amos seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

JAMES BALSER
HARDING DAWAHARE
EUGENE DAVIS
ROBERT AMOS, JR.
W. C. HAMBLEY, MD
YES
YES

MAYOR:

The Motion Carried.

Ordinance 0-79-012 was presented and read entitled:

ORDINANCE AMENDING ZONING REGULATION TO CHANGE ZONING FROM R-1 toC-3 OF PROPERTY ABUTTING CLINE STREETS, SCOTT AVENUE AND FOURTH STREET AND BEING GENERALLY KNWO AS THE OLD PIKEVILLE HIGH SCHOOL PROPERTY

Robert Amos made the motion to adopt the Ordinance. Harding Dawahare seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

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

MAYOR:

The Motion Carried.

Resolution R-79-063 was presented and read entitled:

RESOLUTION ADOPTING SUBDIVISION PLAT FOR FAIRVIEW URBAN PROJECT AREA IN PIKEVILLE, KENTUCKY

YES

YES

YES

YES

YES

YES

WHEREAS, the implementation of the Fairview Urban Renewal Project Area necessitates the approval by the City Commission of the Subdivision Plat of the Fairview with dedicated streets and lots to be recorded at the Pike County Courthouse, and;

WHEREAS, on August 28th the Joint Planning Commission of Pikeville, Klkhorn City, and Pike County has approved the said plat as conforming to the subdivision regulations, and

WHEREAS, the plat prepared by Colloredo Assocaites, Inc. has been presented to the city as its acceptable,

NOW, THEREFORE, be it resolved that the said plat is hereby incorporated by reference herein and adopted as the subdivision plat by the city.

At Pikeville, Kentucky this 10th day of September, 1979.

Commissioner Robert Amos 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
JAMES BALSER, COMMISSIONER
HARDING DAWAHARE, COMMISSIONER
EUGENE DAVIS, COMMISSIONER
ROBERT AMOS, JR., COMMISSIONER

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. James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

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

MAYOR:

The Motion Carried.

A list of unpaid invoices from the public works department were submitted to the Commission. These invoices were for labor and materials used to fix various water, gas, and sewer line breaks. James Balser made the motion to authorize Larry Webster to file suit against the compainies. Mr. Webster asked for a \$100.00 filing fee. Eugene Davis seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

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

MAYOR:

The Motion Carried.

Robert Amos made the motion to aljourn. Eugene Davis seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:

JAMES BALSER HARDING DAWAHAREY YES YES YES YES

MAYOR:

EUGENE DAVIS ROBERT AMOS, JR. W. C. HAMBLEY, M.D. YES

The Motion Carried.

APPROVED! OC, Hombley A.

ATTEST

SPECIAL MEETING - SEPTEMBER 17, 1979

A Special Meeting of the Board of Commissioners was held on September 17, 1979, at 3:00 P.M., at the regular meeting place of said Board of Commissioners at the old City Hall Building in Pikeville, Kentucky.

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

You are hereby notified that the Board of Commissioners of the City of Pikeville is called to meet in a special session at 3:00 P.M., on September 17, 1979, at the old City Hall Building, in the City of Pikeville, Kentucky for the following purposes:

- 1. Approve a resolution to authorize signing the Sharp Co. contract for Lorraine Street Project.
- 2. Borrowing funds for the garbage, gas, an water/sewer funds
- 3. Discuss Sanitary Landfill
- 4. Raw Water Intake: Decisions on pavement, rock anchors, et.

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

/s/ Eugene W. Davis COMMISSIONER

/s/ Harding E. Dawahare COMMISSIONER

I, Jesse Johnson, Chief of Police of the City of Pikeville, Kentucky do hereby certify that on 9-14 & 9-15-79, I served in the manner provided by law upon Special Meeting a true and correct copy of the foregoing notice.

This 14th day of September, 1979

/s/ Jesse Johsnon CHIEF OF POLICE

I hereby acknowledge recept of copy of the foregoing Notice of Special Meeting of the City of Pikeville, Kentukcy to be held at 3:00 P.M., September 17, 1979, at City Hall in Pikeville, Kentucky.

> /s/ Eugene W. Davis COMMISSIONER

/s/ Harding E. Dawahare COMMISSIONER

/s/ Robert Amos, Jr. COMMISSIONER

/s/ James L. Balser COMMISSIONER

Mayor W. C. Hambley, M.D. 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. W. C. HAMBLEY, M.D.

MAYOR:

Resolution R-79-064 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION OF CONTRACT WITH THE SHARP COMPANY OF WINCHESTER, KENTUCKY FOR THE RELOCATION OF CITY UTILITY LINES IN THE VICINITY OF