

MINUTES } CITY OF PIKEVILLE

printed and the discount and penalty information contained thereupon is incorrect,

NOW, THEREFORE, BE IT RESOLVED that if property taxes are paid before Dec. 1, 1982, that the allowance of a 2% discount is approved, retroactively. If taxes are paid after Dec. 1, 1982 and before Jan. 1, the face amount of the tax bill will be collected. If paid after Jan. 1, 1983, a 10% penalty will be added to the tax bill.

Commissioner Harding Dawahare moved the adoption of the foregoing Resolution. Commissioner Buford Johnson seconded the Motion.

Upon roll call the votes were as follows:

W. C. HAMBLEY, MAYOR	YES
ROBERT AMOS, JR., COMMISSIONER	ABSENT
ROBERT PAGE, COMMISSIONER	YES
BUFORD JOHNSON, 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/ Ted Herring
City Clerk, Ted Herring

Harding Dawahare made the motion to adopt the Resolution. Buford Johnson seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Monthly reports were presented to the Commission from all Departments. No Action Taken.

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

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

APPROVED

W.C. Hambley

REGULAR MEETING - NOVEMBER 8, 1982

A Regular Meeting was held by the Pikeville City Board of Commissioners at the Regular Meeting Place in the Old City Hall Meeting Room on November 8, 1982, duly convened at 7:45 P.M.

Mayor W. C. Hambley, M.D. presided and upon call of the roll, the following members were present:

COMMISSIONER:	ROBERT PAGE
	BUFORD JOHNSON
MAYOR:	W. C. HAMBLEY, M.D.

Commissioners Dawahare and Amos were absent.

The minutes were read for the previous regular meeting of October 25, 1982. Robert Page made the motion to approve the minutes as read. Buford Johnson seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Resolution R-82-028 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN FOXCROFT, INC., AND THE CITY OF PIKEVILLE

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WHEREAS, a Document of Transfer of Water System and Assignment of Easement has been presented to the City of Pikeville, and;

WHEREAS, by a prior agreement the parties hereto have agreed that the City of Pikeville would take over a water system constructed by Foxcroft, Inc., upon its completion, and;

WHEREAS, the same has been completed,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Clerk are authorized to execute the agreement between the parties hereto and to bind the City to the terms thereof.

Commissioner Buford Johnson moved the adoption of the foregoing Resolution. Commissioner Robert Page seconded the Motion.

At Pikeville, Kentucky this 8 day of November, 1982.

Upon roll call the votes were as follows:

W. C. HAMBLEY, M.D, MAYOR	YES
ROBERT AMOS, JR., COMMISSIONER	ABSENT
HARDING DAWAHARE, COMMISSIONER	ABSENT
ROBERT PAGE, COMMISSIONER	YES
BUFORD JOHNSON, COMMISSIONER	YES

The Mayor declared the within Resolution adopted.

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

ATTEST:

/s/ Ted Herring
TED HERRING, CITY CLERK

Buford Johnson made the motion to adopt the Resolution. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES*

The Motion Carried.

* The Mayor protests the placement of the waterlines on the slope side of the road.

Patty Justice appeared before the Commission with a petition carrying 215 signatures to have the Hallie Deskins Dunbar building removed. She produced an order dated for 11-6-80 from Charles T. Smith, Fire Chief, calling for a repair to the building or to raze. Present were James Mullins and Johnny Parsons who would tear down the building for \$200.00.

Also appearing before the Commission was Cora Branham who owes a gas bill of \$300.00, and who wishes to have the gas service reinstalled to her residence. She has paid the \$95.00 deposit, but no action was taken to restore her utilities.

Presented to the Commission were two bills for approval. Roberts & Holcomb in the amount of \$6,073.50 for gas purchased during the month of October and Floyd County Sheriff's Department in the amount of \$10.00 for a Court Summons on wage taxes. Buford Johnson made the motion to approve payment of both bills. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Community Development Bills in the amount of \$10,141.21 were presented to the Commission for approval for Child Development Center Project Bills. Buford Johnson made the motion to approve payment. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Buford Johnson made the motion to approve a transfer of \$96,975 from the Community Development Capital Fund to post the Commissioner's awards for 10 river-fill parcels. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
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MAYOR: BUFORD JOHNSON YES
W. C. HAMBLEY, M.D. YES

The Motion Carried.

Resolution R-82-029 was presented and read entitled:

RESOLUTION AUTHORIZING EXECUTION OF A LOAN FROM GENERAL FUND TO PURCHASE PROPERTY FOR PROPOSED WATER TREATMENT PLANT SITE

WHEREAS, the City of Pikeville has the option on a portion of the Sword heirs property on Marion's Branch Road for \$200,000, and;

WHEREAS, the City of Pikeville needs said 3.456 acres of land plus an access roadway and easements for water lines to the Levisa Fork of the Big Sandy River in order to construct a new 7 MGD water treatment plant, and;

WHEREAS, the City has applied for funding from various Federal agencies totaling \$5,164,700 including \$500,000 in local/City funds and;

WHEREAS, the Farmer's Home Administration's \$3,354,000 loan can not be drawn down until the contract has been awarded, and;

WHEREAS, the Farmer's Home Administration Grant of \$410,700 can not be drawn down until the project bid has been awarded and the loan money has been disbursed and;

WHEREAS, the Appalachian Regional Commission Grant of \$500,000 is not available until the FmHA grant funds have all been spent, and;

WHEREAS, the Big Sandy Area Development District Area Development grant of \$400,000 can not be spent until the deed to the Water Treatment Plant site has been received, and;

WHEREAS, the City's \$500,000 local share of the project funding will not be available from the Community Development Capital Fund until after the Cut-Thru project riverfill land is acquired.

NOW, THEREFORE, BE IT RESOLVED, that the Pikeville City Commission hereby approves the loan of \$200,000 to acquire the Sword heirs property on Marion's Branch from temporary surplus funds available in the City's General Fund in anticipation that said monies can be repaid to the General Fund early in 1983 from the Area Development Fund monies referred to above as available once the deed to said property is acquired.

Approved this 8th day of November, 1982 on the Motion of Commissioner Robert Page, seconded by Commissioner Buford Johnson and approved by the following votes:

W. C. HAMBLEY, M.D., MAYOR	YES
COMMISSIONER HARDING DAWAHARE	ABSENT
COMMISSIONER ROBERT PAGE	YES
COMMISSIONER BUFORD JOHNSON	YES
COMMISSIONER ROBERT AMOS, JR.	ABSENT

The Mayor declared the within Resolution adopted.

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

ATTEST:

/s/ Ted Herring
TED HERRING, CITY CLERK

Robert Page made the motion to adopt the Resolution. Buford Johnson seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Resolution R-82-030 was presented and read entitled:

RESOLUTION AUTHORIZING THE EXECUTION OF A COMMITMENT OF LOCAL MONIES TO FINANCE THE LOCAL SHARE OF THE NEW WATER TREATMENT PLANT CONSTRUCTION PROJECT

WHEREAS, the City of Pikeville City Commission has applied for \$5,164,100 in funding for a proposed new 7 MGD water treatment plant, and;

WHEREAS, the City pledged \$500,000 in local funds as part of the funding package for this needed new municipal facility, and;

WHEREAS, the Community Development Block Grant funds which were originally slated to finance this local share of the new Water Treatment Plant have had to be spent for other projects, and;

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WHEREAS, the City Commission wishes to reiterate its commitment to pay its \$500,000 local share of this project, and;

WHEREAS, the city of Pikeville has already spent \$30,000 on two preliminary feasibility engineering studies for this project plus some \$126,000 in project design engineering fees.

NOW, THEREFORE, BE IT RESOLVED that the Pikeville City Commission hereby pledges local monies up to \$500,000 in 1983 and 1984 less the approximately \$156,000 in local funds that has already been spent on this project in 1982 and before.

Approved this 8th day of November, 1982 on the motion of Commissioner Buford Johnson, seconded by Commissioner Robert Page, and approved by the following votes:

MAYOR W. C. HAMBLEY, M.D.	YES
COMMISSIONER ROBERT AMOS, JR.	ABSENT
COMMISSIONER HARDING DAWAHARE	ABSENT
COMMISSIONER BUFORD JOHNSON	YES
COMMISSIONER ROBERT PAGE	YES

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

ATTEST:

/s/ Ted Herring
TED HERRING, CITY CLERK

Buford Johnson made the motion to adopt the Resolution. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

A Resolution will be presented at the next meeting to use the money that will be reimbursed by the State for the Inner Loop Project as part of the City's \$500,000 share.

Bids were presented to the Commission and opened for two new pickup trucks for the Public Works Department. The bids are as follows:

Johnson Motor.....	\$10722.73	4 wheel drive....	\$11,610.55
Wells Motor.....	\$10200.00	4 wheel drive....	\$11,578.00
Ford.....	\$11775.81	4 wheel drive....	\$12,416.18

The bids were referred to staff for recommendation.

Robert Page made the motion to sell the trailer in Road Fork to Roy Adkins for \$200.00. Buford Johnson seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	BUFORD JOHNSON	YES
	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Mr. Carlton stated that he would prefer to put this item out to bid.

Two Resolutions were presented to the Commission and read entitled:

R-82-031 RESOLUTION AUTHORIZING PROPERTY TAX ADMINISTRATOR OR HIS DESIGNEE TO REFUND PROPERTY TAX REFUNDS AS SAID REFUNDS ACCRUE

WHEREAS, certain payers of the City of Pikeville Property Taxes become entitled to tax refunds by virtue of over assessment of their property in the City of Pikeville, and;

WHEREAS, the City deems it appropriate to refund to tax payers any monies to which they are entitled as promptly as practical, and;

WHEREAS, in the normal course of business it is necessary that all payments from City funds be approved by the City Commission on a regular basis which sometimes leads to slight delays,

NOW, THEREFORE, BE IT RESOLVED that henceforth the Property Tax Administrator or his designee shall be authorized to pay as soon as administratively possible property tax refunds without prior approval of the City Commission.

At Pikeville, Kentucky this 8th day of November, 1982.

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Commissioner Buford Johnson moved the adoption of the foregoing Resolution.

Commissioner Robert Page seconded the Motion.

Upon roll call the votes were as follows:

W. C. HAMBLEY, M.D., MAYOR	YES
ROBERT AMOS, JR., COMMISSIONER	ABSENT
ROBERT PAGE, COMMISSIONER	YES
HARDING DAWAHARE, COMMISSIONER	ABSENT
BUFORD JOHNSON, COMMISSIONER	YES

The Mayor declared the within Resolution adopted.

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

ATTEST:

/s/ Ted Herring
TED HERRING, CITY CLERK

AND

R-82-032 RESOLUTION AUTHORIZING THE FINANCE DIRECTOR OR HIS DESIGNEE TO REFUND GAS, WATER, AND SEWER TAPS AS SAID REFUNDS ACCRUE

WHEREAS, certain payers of the City of Pikeville Gas/Water/Sewer Taps become entitled to refunds by virtue of the City being unable to make the necessary tap or the payers move before the tap can be made by the City of Pikeville, and;

WHEREAS, the City deems it appropriate to refund to tap payers any monies to which they are entitled as promptly as practical, and;

WHEREAS, in the normal course of business it is necessary that all payments from City funds be approved by the City Commission on a regular basis which sometimes leads to slight delays,

NOW, THEREFORE, BE IT RESOLVED that henceforth the Finance Director or his designee shall be authorized to pay as soon as administratively possible the Gas/Water/Sewer tap refunds without prior approval of the City Commission.

At Pikeville, Kentucky this 8th day of November, 1982.

Commissioner Buford Johnson moved the adoption of the foregoing Resolution. Commissioner Robert Page seconded the motion.

Upon roll call the votes were as follows:

W. C. HAMBLEY, M.D., MAYOR	YES
ROBERT AMOS, JR., COMMISSIONER	ABSENT
ROBERT PAGE, COMMISSIONER	YES
HARDING DAWAHARE, COMMISSIONER	ABSENT
BUFORD JOHNSON, COMMISSIONER	YES

The Mayor declared the within Resolution adopted.

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

ATTEST:

/s/ Ted Herring
TED HERRING, CITY CLERK

Buford Johnson made the motion to adopt both Resolutions. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Buford Johnson made the motion to adjourn into Executive Session to discuss a Personnel Matter. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Robert Page made the motion to re enter Regular Session. Buford Johnson

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

COMMISSIONER:	ROBERT PAGE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Robert Page made the motion to adjourn. Buford Johnson seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

APPROVED

W. C. Hambley

REGULAR MEETING - NOVEMBER 22, 1982

A Regular Meeting was held by the Pikeville City Board of Commissioners on November 22, 1982, at 7:30 P.M. in the Regular Meeting Place in the Old City Hall Meeting Room on Division Street.

Mayor W. C. Hambley, M.D. presided and upon call of the roll, the following members were present:

COMMISSIONER:	ROBERT PAGE
	HARDING DAWAHARE
	BUFORD JOHNSON
MAYOR:	W. C. HAMBLEY, M.D.

The minutes were read for the previous regular meeting of November 8, 1982 and were approved as read.

A report was given by Codes Inspector, Gene Charles. He suggested that the City ask the Joint Planning Commission to meet so newly annexed areas can be zoned. Also discussed was the possibility of having permit fees for trailers; better laws pertaining to trailers; sign ordinances; extra fees for contractors who do not have a license; and permits for demolition. Ordinances for some items listed will be presented at the next regular meeting.

In Business from the Floor, Emery Jeffries was present to discuss the need for working fire plugs on Jefferson Street.

Also, Ray Burglow was present on behalf of the owners of the Professional Building on Grace Avenue. The building had been flooded by backup sewage on two occasions. Damages had been assessed at \$15,371.81. Larry Webster, City Attorney, will work with Mr. Burglow to get the problem resolved.

Commissioner Dawahare made a suggestion to have the septic tank cleaning services who dump sewage into the City's system to gravel Lorraine Street.

Charles McCoy was present and submitted two bids for fencing for his property in the Fairview Addition which had allegedly been torn down by the City's contractors. The bids were \$2,729.00 from Sears, and \$2,500 from Montgomery Ward. Mr. McCoy offered to have the City pay \$2,000 and he would absorb the difference. The Commission authorized Mr. Carlton to work with Mr. McCoy on getting better pricing for the fencing.

A list of City Bills totaling \$201,824.90 was presented to the Commission for approval of payment. Harding Dawahare made the motion to approve payment. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	YES
	BUFORD JOHNSON	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Aratex Uniform Rental	\$ 4,524.00
B & B Fire Protection	450.00
Banks Baldwin Law	103.84
BIF	26.89
Howard K. Bell Consulting	3,875.53
Big Sandy Electric	91.09
Bobs Chain Saw Sales	239.50
Bruce Walters Ford	22,811.87
Charles D. Jacobs	49.19
C I Thornburg Co Inc.	1,158.63
Campbell Oil & Mine Supply	72.88
Carter & Sadler	50.35