

## MINUTES } CITY OF PIKEVILLE

Treatment Plant site to Fuller, Mossbarger, Scott and May in the amount of \$5,900.00  
Harding Dawahare seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	YES
	BUFORD JOHNSON	YES
	ROBERT AMOS, JR.	LEFT BEFORE MEETING WAS OVER
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

A letter was presented from the City's former Bond Counsel for the Water Treatment Plant Project (Grafton & Fleischer) requesting that the City retain Harper, Ferguson & Davis for this purpose. The Commission agreed.

Status Changes were brought before the Commission for approval. No Action Taken.

Monthly reports were presented to the Commission. No Action Taken.

Buford Johnson 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, Jr.*

## REGULAR MEETING - APRIL 11, 1983

The April 11, 1983 Regular Meeting of the Pikeville City Commissioners was called to Order at 7:30 P.M. by Mayor William C. Hambley, M.D. Roll Call was as follows:

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

The Minutes of the March 28, 1983 meeting were read by City Manager, Frank Carlton. On the motion of Buford Johnson, seconded by Robert Page, the minutes of March 28, 1983 Regular City Commission Meeting were approved as read by the following vote:

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

Under Business from the Floor, City Attorney, Larry Webster, reported on a decision in the City's favor by the Circuit Court on the Wayne Supply "Industrial" Annexation Suit. Their Tax Money is deposited in an interest bearing account, but our lawyer agreed not to claim those funds pending an appeal of the decision.

In Addition, The City Attorney reported that the condemnation lawsuit against the Pikeville Urban Renewal agency involving several parcels above the Upper Bridge has been appealed to the State Supreme Court.

The City Manager presented the March 1983 Roberts & Holcomb bill for natural gas from four wells to the City Commission for approval in the amount of \$10,815.00. It was moved by Harding Dawahare, seconded by Buford Johnson to authorize the payment of said bill. The motion passed by the following vote:

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

Mayor Hambley read the list of Community Development Bills due for March, 1983 for materials and work done on the Day Care Center Project totaling \$67,243.57. It was moved by Buford Johnson, seconded by Robert Page to authorize payment of these bills. The motion carried by the following roll call vote:

COMMISSIONER:	ROBERT AMOS, JR.	ABSENT
	BUFORD JOHNSON	YES



## MINUTES } CITY OF PIKEVILLE

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

The was discussion of the Yost Heirs Peach Orchard Strip Mine and Lower Poor Farm Hollow Fill/Development Project, but no action was taken. It was the opinion of the Mayor that his proposal would have to await the completion of the removal of the rock fill from Peach Orchard Mountain as part of the Phase III (Riverfill) of the Cut Thru Project and the use of the Lower Poor Farm Area by the Contractor for equipment storage and maintenance.

The proposed lease for Pike Villa, Inc. to build FmHA loan financed apartments on the First Level of Upper Poor Farm Hollow was discussed. Mayor Hambley requested two weeks for further review of this long lease agreement. No further action was taken.

A Cut-Thru Phase III revised agreement for the construction of the main gravity trunk sewer line around the City in the riverfill and along the lake from above the Upper Bridge to below the Lower Bridge was presented. The State Department of Transportation would bear 38.8% of the cost and the City would pay 61.2% of the \$2,051,993.45 estimated project cost. The payment schedule on this project is negotiable and was discussed. The City Manager read a resolution authorizing the Mayor and City to sign the agreement. It was moved by Harding Dawahare, seconded by Robert Page to adopt the Resolution. The Motion Carried as follows:

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

**Resolution R-83-009 RESOLUTION AUTHORIZING EXECUTION OF COST SHARING AGREEMENT FOR TRUNK SEWER LINES RELATIVE TO THE CUT THROUGH**

WHEREAS, an Agreement has been prepared between the City of Pikeville and the Department of Transportation relative to cost sharing on the trunk sewer lines in the Cut-Through Project, and;

WHEREAS, the said agreement has been approved,

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

Done and dated at Pikeville, Kentucky this 11th day of April, 1983.

Commissioner Dawahare 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
BUFORD JOHNSON, COMMISSIONER	YES
HARDING DAWAHARE, COMMISSIONER	YES
ROBERT PAGE, 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

The Code Enforcement Contract Proposal from Gene Charles was tabled by consensus until he is able to attend the meeting and explain his proposal.

The City Manager presented two bids for 240' of fencing at the Upper Poor Farm Recreation area for \$1,079 and \$1,139. The City Commission, after discussion, decided not to award the bid, but to have the City Manager order 100' of fence for right field and to leave the outer field without a fence where the field meets the hillside "wall".

A proposed agreement amendment with the Riley & Scott Gas Company was presented which would lower their charges from the same as what Columbia Gas pays for wholesale gas from the R. E. Childers well to 20% below what Columbia Gas charges the City was presented for approval. A Resolution approving said agreement amendment was read. Harding Dawahare moved, seconded by Buford Johnson to approve said agreement amendment. The Motion carried as follows:

COMMISSIONER:	ROBERT AMOS, JR.	ABSENT
	BUFORD JOHNSON	YES



## MINUTES } CITY OF PIKEVILLE

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

Resolution R-83-040   RESOLUTION AUTHORIZING EXECUTION OF SUPPLEMENTAL AGREEMENT  
 BETWEEN THE CITY OF PIKEVILLE AND MRS. R.E. RILEY, INDIVIDUALLY AND AS TRUSTEE  
 FOR THE R.E. RILEY TRUST AND MRS. RUBY SCOTT, FOR PURCHASE OF GAS

WHEREAS, by Agreements dated April 19, 1950, May 10, 1954, February 14, 1974, and July 9, 1979, the City of Pikeville entered into certain gas purchase agreements with R. E. Riley and Thadeus Scott of Pikeville, and;

WHEREAS, the last of the said agreements provided for the renegotiation of the purchase price of gas, and;

WHEREAS, a Supplemental Agreement has been provided amending the purchase price thereunder,

NOW, THEREFORE, BE IT RESOLVED that the said Supplemental 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 11th day of April, 1983.

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

Bids for new telephone service for the second floor of City Hall had not been received for this meeting and therefore this matter was postponed to a subsequent meeting.

The City Manager reported on personnel actions taken since the previous meeting. The public works department has hired a new laborer, Irvin Diles, at minimum wage effective March 28, 1983. The City Commission discussed the need to wash the Central Business District streets and to obtain training for our street sweeper operation from the Wayne/FMC Sweeper Company & Rudd Equipment from whom the machine was purchased.

The City Manager reported on a letter from R.N. Ames, District Manager for Columbia Gas of Kentucky setting up a work session with the City Commission for 3:00 p.m. on Thursday, April 28, 1983. In addition, notice had been received that Columbia Gas had requested a rate decrease from \$6.02 per MCF to \$6.00 per MCF effective April 1, 1983. An additional notice indicates they are requesting a decrease to \$5.76 per MCF effective April 1, 1983. The gas rate situation was discussed at some length. No Action Was Taken.

The City Manager announced that a Planned Use Hearing has been scheduled for 7:00 P.M. on April 25, 1983 on the City's use of its 1983-84 Revenue Sharing and Coal Severance monies in order to give the public an opportunity to request capital improvement or other items that need to be included in that up coming budget.

The Pikeville Band Boosters request for use of the City Park for a flea market on May 2, and 3, 1983 was discussed. On the motion of Buford Johnson, seconded by Robert Page, the Commission voted to approve this park use request as follows:

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

The City Attorney brought a proposed flood rate easement for a wing wall of the South Gate Closure Project to the City Commission for approval in that said easement requires the City to keep their gravel driveway open even during



## MINUTES } CITY OF PIKEVILLE

construction. A Resolution has been prepared to bind the City to the conditions of that easement. Harding Dawahare moved, seconded by Buford Johnson to agree to approve said Resolution once Draxie Fidler England signs the easement deed for this project. The motion carried as follows:

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

Consent items were noted and filed regarding March, 1983 overtime paid, sewage treatment plant activities; upper poor farm recreation area usage; building permits sold; public works crew activities; and parking violation fine collections.

Buford Johnson moved, seconded by Harding Dawahare to adjourn to a work session on personnel matters. The motion carried as follows:

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

Following completion of the Personnel Executive Session, the City Commission reconvened the regular meeting.

On the motion of Harding Dawahare, seconded by Buford Johnson, the meeting was adjourned by the following vote:

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

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

## REGULAR MEETING - APRIL 25, 1983

A Regular Meeting of the Pikeville City Commission was held on April 25, 1983 at 7:00 P.M. in the Old City Hall Meeting Room at 211 Division Street.

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

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

The minutes of the previous regular meeting of April 11, 1983 were read and were approved without any additions or corrections.

Mayor William C. Hambley declared the Planned Use Hearing for Revenue Sharing and Coal Severance monies open and explained how funds from both these sources are diminishing due to the flat coal market and the impact of 1980 Census Data on the City's Revenue Sharing Formula Allocation. The City staff had prepared estimates of \$144,000.00 in Revenue Sharing and \$93,000 in Coal Severance Fund Revenues for Fiscal Year 1983-84. The City staff suggested that the coal severance fund be allocated to water, sewer, and natural gas line extensions as needed to serve new areas or new development. The Revenue Sharing Funds were recommended to be allocated with \$50,000.00 for Upper Poor Farm Hollow Recreational Development; \$25,000.00 for Police Department Equipment (Vehicles); \$25,000.00 for the paving of the Hobbs Warehouse Site Parking Lot; with the balance to be allocated at the City Commission's Direction but possibly toward the design and restoration of the Old Greyhound Depot as a City Hall.

Mrs. Betsy Venters, President of the Preservation Council of Pike County Incorporated, presented a written request for a \$10,000.00 allocation for the Center for Arts and History (the Old Academy Building) in order to retain professional services for an Economic Development Study and application for a Rehabilitation Grant as well as a public relations/fund raising program to attract private funds for the operation and maintenance of the center.

There being no further testimony, the public hearing was closed by Mayor Hambley.