

MINUTES } CITY OF PIKEVILLE

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

The Motion Carried.

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

REGULAR MEETING - MAY 9, 1983

A Regular Meeting of the Pikeville City Commission was held on May 9, 1983 at 7:30 P.M. at the Old City Hall Meeting Room on Division Street.

Mayor W. C. Hambley 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.

Commissioner Ames was absent.

The regular meeting minutes of April 25, 1983 were read and approved without any additions or corrections.

Frank Morris, Chamber of Commerce Vice President, was present to discuss the Pike Area Coal Exposition and to request the closing of a portion of Bank Street to allow some of their equipment to be parked and displayed in that location. They have a hundred exhibitors and expect 9,000 coal operators and/or their employees to participate. Buford Johnson moved, seconded by Harding Dawahare to authorize the temporary closing of Bank Street from the College Apartments to the parking area behind the Mountain Comprehensive Care office. 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.

A representative of the Civil Air Patrol, Pike Rangers, presented a letter requesting use of the Bypass Texaco for storage of two rescue vehicles. Security may be a problem, but neither the staff nor the Commission had any objections to this free usage of rented City space for such a public purpose. There being a consensus of the Commission on this request, it was approved without a vote.

Frank Morris requested use of the City Park for a sticker swap during the P A C E Coal Show in order to keep these people away from the Coal Show. Permission was granted without a vote.

The Roberts & Helcomb Bill for April 1983 Natural Gas purchase costing \$8,524.50 was presented for approval. It was moved by Buford Johnson, seconded by Harding Dawahare to approve payment of this bill. 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.

City Manager presented \$55,072.34 in bills from the Community Development Day Care Center Project for which a transfer of \$52,932.14 was requested due to an excess of funds in the Community Development Checking Account. Harding Dawahare made the motion to approve payment, seconded by Buford Johnson. 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.

Progress Payment #17 from R. D. Zande & Associates, Ltd. for the new water treatment plant design engineering was presented for approval of payment in

MINUTES } CITY OF PIKEVILLE

the amount of \$7,168.00. This project's design is now 75% complete. Also presented for approval was the \$5,900.00 for the soil borings for this project which were done by the firm Fuller, Messbarger, Scott, and May. Buford Johnson moved, seconded by Harding Dawahare to approve payment of these two water treatment plant Bills. 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.

The City Manager explained the Alcoholic Beverage Control Administrator appointment indicating that he had recommended Attorney John Stephens, but that John had withdrawn his name from consideration after Commission sentiment favored a more neutral candidate. The City Attorney explained the conflict in the law between appointments solely by the City Commission based on the recommendation of the City Manager. The City Attorney's advice was to agree on a candidate and follow both laws. The City Manager then recommended Attorney, Michael de Bourbon for appointment to the ABC Administrator's job at a part time salary of \$1,000.00/mo. plus expenses effective May 1, 1983 from the funds we anticipate receiving from the ABC License Fees. Buford Johnson moved, seconded by Harding Dawahare to appoint Michael de Bourbon to the City's Alcoholic Beverage Control Administrator position as recommended by the City Manager. 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.

Discussion continued on this matter. A meeting has been set up in Frankfort with the State ABV officials on Thursday, May 12, 1983 at 1:30 p.m. It would take an Ordinance to establish regulations more stringent than those in State Law. Attorney de Bourbon is expected to prepare such an ordinance for consideration at this Commission's next regular meeting on May 23, 1983. This discussion continued at some length. No further action was taken.

A letter was noted announcing the payment of \$400,000 in HUD Area Development Funds from the BSADD's Area Development Allocation for the City's Water Treatment Plant Project. The money is to be spent on site acquisition and plant construction, but has been temporarily invested in a certificate of deposit where it will earn an interest at 8½% for 60 days.

The City Manager reported on a letter received from the National Advisory Council on Historic Preservation indicating that we had not violated their regulations in cleaning up the old C & O railroad depot area and tearing down the dilapidated platform shed roof because the depot buildings were not touched and general fund rather than Federal monies were used for this work. No action was taken on this letter.

The City Manager announced that the Inner Loop Boulevard Project would be bid May 20, 1983 but that Phase III of the Cut-Thru and the Middle Bridge Replacement Project bids would be delayed until June 10, 1983. No action was required on this bid notice.

The City Manager announced that all 19 temporary easements needed for construction of the Inner Loop Boulevard have been obtained. Harding Dawahare moved, seconded by Buford Johnson to accept all these easements and to transfer them to the Kentucky Department of Transportation for construction of this project. 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.

An agreement was presented to the City Commission for the construction of the Inner Loop Boulevard under which the city would pay the State Department of Transportation an estimated \$221,000.00 for the City utilities to be relocated and/or upgraded as part of the project. This is part of a swap in which the City pays for the Boulevard utilities and the State Department of Transportation reimburses the City for the \$200,000 or more in design engineering costs that we have already invested in the project. The City Manager read a resolution:

R-83-012 RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE CITY OF PIKEVILLE AND THE KENTUCKY DEPARTMENT OF TRANSPORTATION RELATIVE TO THE UTILITIES FOR THE INNER LOOP BOULEVARD

WHEREAS, an agreement has been presented to the City of Pikeville relative to the utilities for the Inner Loop Boulevard and the payment therefor, and;

MINUTES } CITY OF PIKEVILLE

WHEREAS, the agreement has been approved, NOW, THEREFORE BE IT HEREBY RESOLVED that the Mayor and City Clerk are authorized to execute the said Agreement and to bind the City to the terms thereof.

At Pikeville, Kentucky this 9th day of May, 1983.

Commissioner Dawahare moved the adoption of the foregoing Resolution. Commissioner 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 W. Herring
TED HERRING, CITY CLERK

Harding Dawahare moved, seconded by Buford Johnson to adopt the resolution as read. 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.

Two bids were presented to upgrade the City's telephone system which is being considered at this time due to the planned move to the second floor. American Bell proposes its Horizon System for \$33,914.00 purchase price plus \$4,190.00 for installation which we could rent purchase over four years for \$770.30/mo. The Executene Visa System could be bought for \$26,793.00 or lease purchased at \$549.27/mo. over seven years. These proposals were discussed. No action was taken on the proposals. A work session was scheduled for 2 p.m. on Thursday, May 26, 1983, with both companies to study their proposals in more detail.

A call from a prospective bidder on the Cut-Thru Phase III project revealed that this project now has an approximate 500,000/cubic yard surplus of fill and they need suggestions as to where to place or dispose of this fill. The Mayor indicated that the excess fill should be put back in the project where the previous shortage of fill was taken out. This would raise the fill above the Upper Bridge by 12 feet and extend the fill 75 feet out into the lake below the Lower Bridge and insure that the riverfill extended to Third Street rather than stopping at Ferguson Creek. No action was taken on the Mayor's statement.

The problem with the water line on the Cut-Thru Bridge was brought up by the Mayor. The line broke due to expansion, contraction, and vibration and needs to be repaired but first the Highway Department must provide more suitable conduits for our water and sewer pipes under that bridge structure.

The problem of the washout under the Road Fork pavement was discussed. The contractors bonding company will be contacted to repair the roadway as soon as possible since the one year guarantee runs out June 1983. The problem was discussed at some length.

A proposal from the East Kentucky Beverage Company to construct a concession stand under the Athletic Field Grandstand was explained. It was recommended that no beverage products be sold from that concession stand other than East Kentucky Beverage's for the next 10 years. The proposed improvements were explained. Harding Dawahare moved, seconded by Buford Johnson to approve the EKB proposal to build a concession stand under the grandstand and that only their beverage products be sold from this stand for the next 10 years. 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.

Harding Dawahare commended the East Kentucky Beverage Company for this community improvement project.

MINUTES } CITY OF PIKEVILLE

The City Manager reported on a proposal for a Grand Ole Opry production in Pikeville. The proposal was discussed but the Commission wanted to know who they are and who would be performing. A contract for the performance is needed. No action was taken.

City Attorney, Larry Webster, presented a proposed ordinance to limit the speed on Julius Avenue to 15 mph. Mayor Hambley read the Ordinance for the first time. No further action was taken.

A work session was set for May 26, 1983 with the Pike Villa, Inc., housing developers, to discuss their lease or purchase of 4 acres on the first level of the Upper Poor Farm Hollow for a housing project.

A proposal to put stop signs on the Boulevard was discussed, but no action was taken.

Two gas line projects were discussed. One will replace the old natural gas lines on Main Street and Second Street from Pike Avenue to Scott Avenue. The other will relocate the City's natural gas line on Upper Chloe where the State is planning to realign the highway. Since our gas line is in the ditch line, we will have to relocate that 600 feet of gas line at City expense.

The City Attorney asked about a Claude Purvis who allegedly was the City's construction inspector on the Lower Chloe water and gas lines. Testimony is needed in the lawsuit between the City and the First Christian Church. The lines were installed about 1974 but they were run straight across the Church Property rather than following the curve of Chloe Creek where the easement was granted.

There being no further business, Robert Page moved, seconded by Buford Johnson to adjourn the meeting. 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 /s/ W. C. Hambley, M.D.,
W. C. HAMBLEY, M.D., MAYOR

REGULAR MEETING - MAY 23, 1983

A Regular Meeting of the Pikeville City Board of Commissioners was held on May 23, 1983 at 7:30 P.M. at the Regular Meeting Place of said Board of Commissioners in the Old City Hall Meeting Room on Division Street.

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

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

Commissioner Robert Amos was not present.

The minutes were read for the previous regular meeting of May 9, 1983 and were approved without any additions or corrections.

It was brought before the Commission that the waterline in Foxcroft has washed out and they want the City to repair it. The waterline washed out due to road conditions and the road belongs to the developer. No Action Taken.

A letter was presented to the Commission from Jack Thacker of Mountain Manor Nursing Home regarding the sewage problems they have been having. No Action Taken.

A list of City Bills totaling \$191,178.91 were presented to the Commission for approval of payment. Harding Dawahare made the motion to approve payment of the bills. 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.