

1980, with all members present.

Bill Greer moved, seconded by Willie Hampton, that an emergency be declared because some Council members indicated they could not attend if a meeting were held on the 31st of December in order to adopt the Ordinance required by K.R.S. prior to the Fiscal year on January 1, 1981. However, the Ordinance designated Ordinance 80-13 is basically the same Ordinance passed on December 29, 1980, designated 80-11 and further Ordinance 80-13 will be published as otherwise required by law. Same passed unanimously.

The City Attorney conducted the first reading of Ordinance 80-13 relative to the 1981 Budget.

Gary Woodlee moved, seconded by Willie Hampton, to approve the reading of the enclosed Ordinance 80-13. Same passed with the following votes:

<u>Gary Woodlee</u>	YEA	<u>Ken Smith</u>	YEA
<u>Bill Greer</u>	YEA	<u>Willie Hampton</u>	YEA
<u>Harold Ray Johns</u>	YEA	<u>Edie Martin</u>	YEA

The City Attorney conducted the second reading of Ordinance 80-12.

Bill Greer moved, seconded by Harold Ray Johns, to adopt the following Ordinance 80-12.

ORDINANCE NO. 80-12

AN ORDINANCE CLOSING PORTIONS OF NORTH STREET ALONG THE NORTH BOUNDARY OF THE JEWELL JENNINGS PROPERTY AND OF SUMMER STREET THROUGH THE PROPERTY OF JEWELL JENNINGS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RUSSELLVILLE THAT:

WHEREAS, KRS 82.405(1) provides as follows:

(1) Upon the adoption of an ordinance by the city legislative body closing the whole or any portion of a public way, the city shall institute an action in the circuit court to have it closed. All the owners of property in or abutting that public way, or the portion proposed to be closed, shall be made defendants.

AND WHEREAS, KRS 82.405(2) provides as follows:

(2) If all defendants fail to object to the closing within twenty (20) days after the date of service, the court shall render a decree accordingly, but if any defendant objects within that time, the court shall award damages, if any, in the same manner as prescribed by the eminent domain act of Kentucky and shall direct that the public way be closed upon payment into court of the amount awarded. The court shall give these proceedings precedence over other cases.

AND WHEREAS, the City Council of the City of Russellville is of the opinion that the closing of the portions of streets herein described would be in the best interest of the City of Russellville and would cause the property to be taxable to the City of Russell-

Dec. 30, 1980

ville thereby increasing the revenue of the City, the City further finding that said portions of streets have not been used by the public.

NOW THEREFORE, be it ordained by the City of Russellville that:

(1) The following described portion of North Street, along the North boundary of the Jewell Jennings property be and same is hereby closed:

Beginning at the point of intersection, of the west margin of Breathitt St. with the South margin of North Street; thence S 74° 00' W 396 feet with the South margin of North Street, to a point in a fence line, said fence being the West boundary of the lot conveyed to Jewell Jennings by Lela Russell, said conveyance being recorded in Deed Book 180, Page 625 office of the County Court Clerk of Logan County, Kentucky; thence N 16° 36' W 50 feet with said fence line and with the West boundary of the said conveyance to Jewell Jennings by Lela Russell, to a corner post, in the North margin of North Street; thence N 74° 00' E 396.4 feet with the North margin of North Street to a point in the West margin of Breathitt Street; thence S 16° 00' E 50 feet with the West margin of Breathitt Street to the point of beginning, containing 19,800 square feet or 0.45 acres.

Coleman and Sloan Surveyors, 10/24/80, Ky. Reg. Nos. 1895 and 2081.

(2) The following described portion of Summer Street, through the property of Jewell Jennings be and same is hereby closed:

Beginning at the point of intersection of the West margin of Summer Street, with the South margin of North Street; thence N 74° 00' E. 40 feet, to the point of intersection of the East margin of Summer Street with the South margin of North Street; thence S 16° E 159 feet along the East margin of Summer Street, to a point, said point being in the North line of a parcel of land conveyed to Nora H. Hurt by Jewell Jennings, as recorded in Deed Book 173, Page 324, office of the Clerk of the Logan County Court; thence S 74° 00' W. 40 feet crossing Summer Street, to a point in the West margin of Summer Street; thence N 16° 00' W. 159 feet with the West margin of Summer Street, to the point of beginning, containing 6,360 square feet or 0.146 acres.

Coleman and Sloan Surveyors, 10/24/80, Ky. Reg. Nos. 1895 and 2081.

(3) The easement to the City of Russellville for an 8 inch water line parallel to the South boundary of North Street and about 5 feet North of the South Margin of North Street, and the easement for the 8 inch sewer crossing Summer Street along the South end of the portion of Summer Street hereinabove described and all rights related thereto plus any other rights of the City of Russellville in and to said property are hereby reserved to the City of Russellville.

This Ordinance shall be effective upon its passage and publication, and the procedures directed to complete the closing are hereby directed to be instituted.

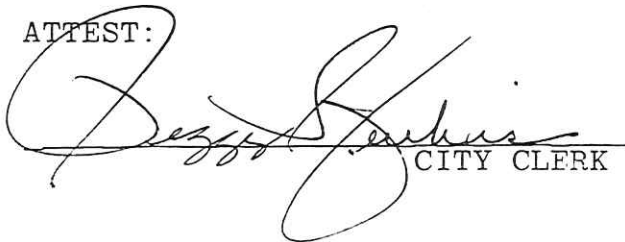
ADOPTED by roll call vote, this the 30th day of December, 1980.

CITY OF RUSSELLVILLE

BY 

MAYOR

ATTEST:


CITY CLERK

Continued
Council Meeting
Dec. 30, 1980

FIRST READING: December 29, 1980.

AYES

NAYES

_____	Gary Woodlee
_____	Bill Greer
_____	Harold Ray Johns
_____	Ken Smith
_____	Willie Hampton
_____	Eddie Martin

SECOND READING: December 30, 1980.

AYES

NAYES

_____	Gary Woodlee
_____	Bill Greer
_____	Harold Ray Johns
_____	Ken Smith
_____	Willie Hampton
_____	Eddie Martin


Gary Woodlee moved, seconded by Harold Ray Johns, to approve the lease with Pennyrile Electric. Same passed unanimously (on file in Clerk's Office).

Gary Woodlee moved, seconded by Ken Smith, to adjourn. Same passed unanimously.



MAYOR

ATTEST:



CITY CLERK