### MINUTES OF SPECIAL CALLED MEETING HELD DECEMBER 20, 2006

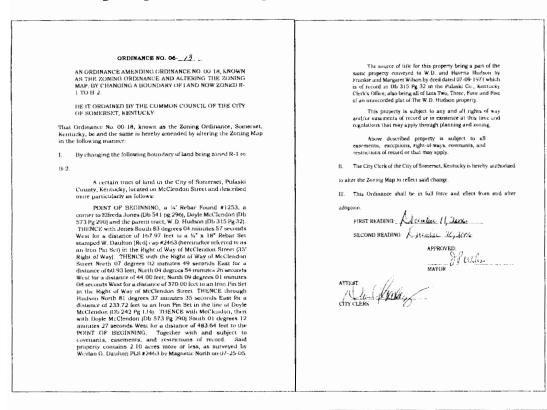
The Common Council of the City of Somerset, Kentucky met in a special called session on Monday, December 20, 2006 at 5:00 p.m. with the following present: Mayor JP Wiles. Council Members: Tim Rutherford, Joanne Norfleet, Mark Beasley, Jerry Girdler, Charlie New, Donna Hunley, John Minton, Jim Mitchell, Fonda Crawford and Jerry Burnett. City Clerk David Godsey and City Attorney Adam Bourne. Absent: Council Members Clarence Floyd and Jerry Wheeldon.

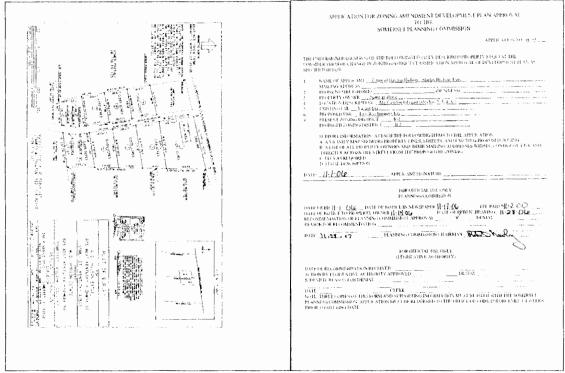
City of Somerset			
JP Wifes Mayor Denid Godelay City Clark	400 East Mr. Vernon Sareat P.O. Bux 909 SOMERSE1, NATUCKY 42502 (606)979 6300 (606)679 2481 (FAX)		
	DECEMBER 20, 2006		
NOTICE OF SPECIAL MERTING OF THE COMMON COUNCIL OF THE			
CITY OF SOMERSET			
hereby gives not said City, that hereby called an the Common Counc	AUDIT	uncil as uncil is place of y on the called for NHE CHANGE NHE CHANGE TY AFTY. NHERCEED PFICIAL	
<ol> <li>DAVID GILBERT DRUG TASK FORCE PRESENTATION.</li> <li>Resumectfully,</li> </ol>			
	ACCEPTANCE AND WAIVER OF NOTE	lli Mayor Somerset	
The undersigned being all members of the Common Council of the said City of Somerset, Kontucky accept the foregoing notice, waive any possible informalities or irregularities in the time and manner of service upon the same or each of us and agree that a Special Meeting of said Council may be hold at the time and for the purpose set forth in said notice.			
CLAPENCE FLOYD	JOHN R. MINTON	La R. Whater	
JERRY WHEELDON	JIM MITCHELL Jan	ntidell	
MARK BEASLEY	CALSTON PONDA CHAMPORD +	inch blings	
JERRY GTRDLER	Juny Diell JERRY BURNETT HAVE	Darres	
CHARLES NEW	LICEN MOLL TIM RUTHERFORD	Grother DC	

David Gilbert Director of Lake Cumberland Area Drug Task Force presented Roger Estep with a certificate in honor of his dedicated and invaluable service the past two years with the LCADTF. Before his two year service with the task force, Officer Estep worked for the Somerset Police Department for two years. Officer Estep will be returning to the Somerset Police Department.

David Gilbert also presented a check to the Somerset Police Department in the amount of \$7,921. from assets forfeited in a drug trafficking case. Officer Estep was the officer who presented the case to a Pulaski County Grand Jury.

# Second reading was given the following Ordinance:





Mrs. Crawford moved to approve the above ordinance on its second reading regarding a zone change from R-1 to B-2 for property located on McClendon Street. Mr. Mitchell seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Rutherford, Mrs. Norfleet, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford and Mr. Burnett.

# Second reading was given the following Ordinance:

### DRDINANCE NO. 06 /4

AN ORDINANCE AMENDING ORDINANCE NO. 00-18, KNOWN AS THE ZONING ORDINANCE AND ALTERING THE ZUNING MAP, BY CHANGING A BOUNDARY OF LAND NOW ZONED R-2 TO 14.2

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CIT-OF SOMERSET, RENTLICKY:

That Ordinance No. 00-18, known as the Zoning Ordinance, Somerset, kentucky, be and the same is hereby amended by altering the Zoning Map

By changing the following boundary of land being zoned 8-2 to 11.2.

A certain tract of land in the City of Somerset, Pulaski County, Kentucky, located on Hail Knob Road and

POINT OF BEGINNING a 2" Yellow Pipe Found (1.5 above ground, bend 30 from the centerine of falle Knoh Road, a corner to Gary Burton (10 474 Pg 631) and the Road, a corner to Gary Burton (10 474 Pg 631) and the parent tract, Lary Burton (10 5 177 Pg 89) N.0.1 deg, new line through Gary Burton (10 5 177 Pg 89) N.0.1 deg, new line through Gary Burton (10 5 177 Pg 89) N.0.1 deg, 375, with apparent 12 with no property) for a distance of 220.39 feet to a 2" Yellow Pipe Found (3" above ground) in the line of Marik Radiannesth (10 670 Pg 137). THEMCS with Radiannesh N. 88 deg, 29 00" is 10 7 HIEMCS with Radiannesh N. 88 deg, 29 00" is 10 7 HIEMCS with Radiannesh N. 88 deg, 29 00" is 10 7 HIEMCS with Radiannesh N. 88 deg, 29 00" is 10 7 HIEMCS with Radiannesh N. 88 deg, 29 00" is 10 7 HIEMCS with Radiannesh N. 88 deg, 29 00" is 10 7 HIEMCS with Radiannesh N. 88 deg, 29 00" is 10 7 HIEMCS with Radiannesh N. 88 deg, 20 00" is 10 7 HIEMCS with Radiannesh N. 88 deg, 20 00" is 10 7 HIEMCS with Radiannesh N. 88 deg, 20 00" is 10 8 HIEMCS with the Case to the paperent 12 Pascenent and 21 ringress-Egress East-ment (10) 5.17 Pg 89) a corner to C.V. 10 1 Pg 80 general and 10 Pg Pg 658. THENCE with the East-ment (10) 5.17 Pg 89) a corner to Linda-I Brown (Apartiment Ownership Di Nn Set 30 THENCE with the East-ments and Brown S 05 deg, 01" 15 W for a distance of 219 44 feet to an 10 Pm Net 30 from the renterline of Hale Knob Road. THENCE parallel from the renterline of Hale Knob Road. THENCE parallel from the renterline of Hale Knob Road. THENCE parallel from the renterline of Hale Knob Road. THENCE parallel from the renterline of Hale Knob Road. THENCE parallel from the renterline of Hale Knob Road. THENCE parallel from the renterline of Hale Knob Road. THENCE parallel from the renterline of Hale Knob Road. THENCE parallel from the renterline of Hale Knob Road. THENCE parallel from the renterline of Hale Knob Road. THENCE parallel from the renterline of Hale Knob Road. THENCE parallel from the renterline of Hale Knob Road.

contains 0.98 acres more or less, as surveyed by Weyla G. Daulton PLS #2463 by Magnetic North on 12 03 2004

Being part of the same property conveyed to Gary C. Burton from Ruby Mae Burton and Eugene Burton, her husband, by Deed dated April 27, 1992, of record in Deed Book 517, Page 89, Pulaski County Court Clerk's Office. Kenneky.

There is also conveyed rights of ingress and egress to and from the highway across the 221 foot roadway admining the above property on the Northeast side.

Subject to the rights of others to the use of a 12 foot ingress-egress easement as shown on the attached Plat and conveyed to Shirley Louise Calhonn in Deed dated October 21, 1970, of record in Deed Book 307, Page 375, Balack Compar Court Clerks (Dies Fentlank).

Above described property is subject to all easements, exceptions, right-of-ways, covenants, and restrictions of coverage or that may apply

1). The City Clerk of the City of Somerset, Kentucky is hereby authorized

to alter the Zooing Map to reflect said change.

III. This Ordinance shall be in full force and effect from and after

FIRST HEADING: According 11, 1006
SECOND READING: A COURTER TO 1000

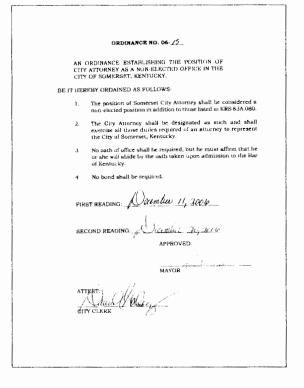
APPROVED:

ATTHST;

	SOMERSEL PLANNING COMMISSION
	APPLICATION NO. 16-44
OSS	ANDROBENDO CHEVROETS, OF THE FOIL OWERS LEGALLY DESCRIBED PROPERTY RESPECTIVILE REPRRETED OF CHEVROETS (ACCESS DESTREET CENSIBLE ATERNATIVO VE OF DEVELOCIMENT PLAN AS BELD BELOW.
	MARIO APPOCAN   RC-ILC
1.	Herdwist D. List   Methy of Bushing Cut   FREST VI CONTROL DISTRICT   H.Z.   HERDWIST J CONTROL DISTRICT   E.Z.
	SUPPORT INFORMATION ATTACH HILTOT FOR INFORMATION APPLY A 10-07. A A VEHANT MANSHWAN ROBORTHY HAS A THE IL, AND A SCHOOL PROPOSED A TOAMS. BA ITS OF ALL PROPERTY AND A SCHOOL PROPOSED AND THE INFORMATION ADDRESSES WHITE, CONTROL TO AND BUILTY WAS SONS THE STREET IT FROM THE PROPOSED FOR A ADDRESS OF THE INFORMATION ADDRESS OF THE INFORMATION AND THE PROPOSED FOR A 10-00. B ITS AND THE ADDRESS OF THE INFORMATION AND THE PROPOSED FOR A 10-00.
MIE	(1-2-06 APPER ANT SUSATINE ) and all
	FOR OFFICIAL USE ONLY PEARING COMMISSION
DATE RECO REAS	THERE   -7-0 _ DATE OF NOTICE IN NIWASAIPER   HE PAID   -100 OF NOTICE TO PROVIDE TO WASAIPER   -140 OF NOTICE TO PROVIDE COMMISSION APPROVAL    JUNE OF THE TRANSPORT COMMISSION APPROVAL COMMISSION APP
DATE	1) 19 17 PLANNING COMMISSION CHARRIES OF THE PARTY OF THE
	FOR OFFICIAL USE ONLY (FEGISLATIVE AUTHORITY)
or The	OF RECOMMENDATION RECEIVED ON BY CLOSE ATEL AND THE OFFICE APPRIATE MENT OF A SECTION OF THE OFFICE APPRIATE  MENT OF A SECTION OF THE OFFICE APPRIATE  MENT OF A SECTION OF THE OFFICE APPRIATE  MENT OF A SECTION OF THE OFFICE APPRIATE AP
LAN	PHREE COPUS OF THIS FORM AND SEPPORTED OF THE OFFICE OF THE OFFICE OF THE PROPERTY OF THE PHASE

Mr. New moved to approve the above ordinance on its second reading regarding a zone change from R-2 to B-2 for property located on Hail Knob Road. Mr. Rutherford seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Rutherford, Mrs. Norfleet, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford and Mr. Burnett.

Second reading was given the following Ordinance:



Mr. Beasley moved to approve the above ordinance on its second reading establishing the position of City Attorney as a non-elected office. Mr. Girdler seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Rutherford, Mr. Beasley, Mr. Girdler, Mr. Minton, Mr. Mitchell and Mrs. Crawford. Voting "Nay": Mrs. Norfleet, Mr. New, Mrs. Hunley and Mr. Burnett. Motion Passed.

Second reading was given the following Ordinance:

# AN ORDINANCE REQUIRING GOOD CAUSE AND A HEARING BEFORE DISSURSAL OR TERMINATION OF A NON-ELECTED OFFICIAL BE IT HEREBY ORDINANED AS POLLOWS: 1. No non-elected official named in NSS SAN 680 or may non-statement from the removel from office chy of Summers shall be removed from office without receiving a written statement from the removing authority stating the reasons for said removal or disminsal whall not proceed official shall have not only the disminsal have on selected official shall have not only the disminsal based on upon cause. 3. Upon any such removal or disminsal her non-elected official as to whether or not the disminsal or removal was based on good cause. 4. In the event of such a request by the non-elected official as hearing before the full council should be held within sixty days from the date of the disminsal or removal was based on good cause. 5. After a proper due process hearing is provided to the non-elected official may agree on an extension of such unit. 5. After a proper due process hearing is provided to the non-elected official shall then receive a formal letter from the disminsing official as to the determination of the hearing such visit of the council. 7. All procedures held between the shall be pursuant to the Kenticky Cool Russel of throughts as to the determination of the hearing will be the disministrative Regulations a spin-side to similar hearings.

	8.34.080 Nonetective city offices and officers — Appaintment — Removal — Statement of reason for removal — Prohibition against creating or altering elected office.	renumbered as subsection (4), but an interest reference in the existing language of this justime was overlooked
	All morelected city offices shall be created by ordinance which shall specify     (a) Title of office;	
	(b) Powers and daties of office; (c) Onth of office; and (d) Bond, if required	
	(2) A city may create nanolected offices other than those referred to in this subsection. For purposes of the requirements of this section, the following shall be considered.	
	nonelected offices: (a) Cay clerk;	
	(b) City manager, (c) City administrator,	
	(d) Clinef of police; and  (e) Fire chief, other than a volunteer fire chief.	
ĺ	(3) All nonelected city officers shall be appointed by the executive authority of the city and, except in cities of the first class, all these appointments shall be with approval	
	of the city legislative body if separate from the executive authority. The officers may be removed by the executive authority at will unless otherwise provided by same or ordnance. Upon removal of a nonelected officer at will, the executive	
	authority shall give the officer a written statement setting forth the reason or reasons for the removal. However, this requirement shall not be construed as limiting in any	
	way the at-wild dismissal power of the executive authority.  (4) Each appointed and elected city office existing upon adoption of this chapter shall executive authority to the control of	
	continue until absolubled by ordinance, except that the offices of mayor and legislative body members may not be abolished. No abilition of any elected office shall take effect until expiration of the torn of the correst holder of the office. No	
	ordinance abolishing any elected office shall be enacted later than two hundred forty (240) days preceding the regular election for that office, except in the event of a	
	vacars; in the office.  (5) No city may create any elected office. Existing elected offices may be continued under provision of subsection (4) of this section, but no existing elected office may	
	he changed. Effective: July 15, 2002	
	Histery: Amended 2002 Ky. Acis eh. 271, vor. 2, effective July 15, 2002. — Amended 2001 Ky. Acis eh. 118, sec. 1, effective June 21, 2001. — Amended 1992 Ky. Acis eh. 455, sec. 9, effective July 14, 1792. — Amended 1988 Ky. Acis eh. 70, sec. 1,	
	cilictory May 15, 1988 — Amanaded 1982 Ky, Arica de 344, acc 3, effective July 15, 1982. — Created 1980 Ky, Aris At, 255, acc 8, effective July 15, 1980 Inguistive Research Commission Wise (6/12/2001). A reference for "subsection (3)" in	
	subsection (5) of this stande has been changed in coefficient in to "airbection (4)" under KRS 7.136(1)(e) and (b). In 2001 Ky. Acts ch. 118, see. 1, subsection (3) was	
	dismissal or termination of a non-elected Upon roll call the following Council M Beasley, Mr. Girdler, Mr. Minton, Mr. Voting "Nay": Mrs. Norfleet, Mr. New and Mr. Beasley moved to approve the fiscal year. Turpin. Mr. New seconded the motion.	ear (2005-2006) audit as presented by Randy pon roll call the following Council Members et, Mr. Beasley, Mr. Girdler, Mr. New, Mrs rawford and Mr. Burnett.
	APP	ROVED
		WAIOR
	ATTEST:	
	CITY CLERK	