

MINUTES OF MEETING HELD FEBRUARY 14, 2005

The Common Council of the City of Somerset, Kentucky met in regular session on Monday, February 14, 2005 at 7:00 p.m. with the following present: Mayor JP Wiles. Council Members: Clarence Floyd, Jerry Wheeldon, Mark Beasley, Jerry Girdler, Charlie New, Donna Hunley, John Minton, Jim Mitchell, Fonda Crawford, Jerry Burnett, Tim Rutherford, and Joanne Norfleet. City Attorney Joe Travis and City Clerk David Godsey.

Mr. Floyd moved to approve the minutes of the last regular meeting held on January 24, 2005 and the reports be approved as delivered. Mr. Beasley seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

Mr. Floyd moved to approve all department bills. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

First reading was given the following Ordinance:

ORDINANCE NO. 05-02

CITY OF SOMERSET

STORM WATER MANAGEMENT ORDINANCE

Mr. Burnett moved to approve the above Ordinance on its first reading. Mrs. Crawford seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

Mr. Wheeldon moved to approve a new health insurance plan for City Employees through CHA. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

First reading was given the following Ordinance:

ORDINANCE NO. 05-03

AN ORDINANCE AMENDING ORDINANCE NO 00-18, KNOWN AS THE ZONING ORDINANCE AND ALTERING THE ZONING MAP, BY CHANGING A BOUNDARY OF LAND NOW ZONED R-3 TO B-2.

Mr. Floyd moved to approve the above Ordinance on its first reading. Mr. New seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

Mr. Burnett moved to approve the acceptance of Section 3 of the Affirmative Action Plan. Mrs. Crawford seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

<p align="center">CITY OF SOMERSET SCATTERED SITE HOUSING PROJECT SECTION 3 AFFIRMATIVE ACTION PLAN</p> <p>The City of Somerset agrees to implement the following specific affirmative action steps directed at increasing opportunities for training and employment for lower income residents of the project area, and increasing the utilization of business concerns within the Section 3 covered area or owned by Section 3 area residents.</p> <ol style="list-style-type: none"> To identify projected work force needs for all phases of the program by occupation, trade, skill level, and number of positions and to develop utilization goals for the employment of lower income project area residents for each. To attempt to recruit from within the city the requisite number of project area residents through: local advertising media; posted signs; and community organizations and public and private institutions operating within or serving the project area. To identify eligible business concerns for CDBG-assisted contracts through: the Chamber of Commerce, the Urban League, local advertising media including public signage; project area committees; citizen advisory boards; lists available through CDBG program officials; regional planning agencies, and all other appropriate referral sources. To maintain a list of eligible business concerns for utilization in CDBG-funded procurements, to insure that all appropriate project area business concerns are notified of pending contractual opportunities, and to make available this list for general city procurement needs. To require all bidders on contracts to submit a written Section 3 Plan including utilization goals and the specific steps planned to accomplish these goals. To insure that contracts which are typically let on a negotiated rather than a bid basis in areas other than Section 3 covered project areas are also let on a negotiated basis, whenever feasible, when let in a Section 3 covered project area. To maintain records, including copies of correspondence, memoranda, etc., which document that all of the above affirmative action steps have been taken. To appoint or recruit an executive official of the city as Equal Opportunity Officer to coordinate the implementation of this Section 3 Plan. <p><small>*For CDBG grant awards greater than \$200,000 *The project area is coextensive with jurisdictional boundaries *Loans, grants, contracts, and subsidies which do not exceed \$100,000 will be exempt</small></p> <p align="center">1</p>	<p>As officers and representatives of City of Somerset, we the undersigned have read and fully agree to this Affirmative Action Plan, and become a party to the full implementation of this program.</p> <p>_____ Signature</p> <p>_____ Title</p> <p>_____ Date</p> <p>_____ Signature</p> <p>_____ Title</p> <p>_____ Date</p> <p align="center">2</p>
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Mr. Floyd moved to refund the following amount paid on 2004 taxes: Musicland Group DBA Sam Goody's 10400 Yellow Circle Dr., Minnetonka, MN 55343, in the amount of \$5,709.81 for an "invoice total sent in incorrect". Mrs. Norfleet seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

City of Somerset

400 East Mt. Vernon Street
P.O. Box 960
SOMERSET, KENTUCKY 42502
(606) 679-6398
(800) 679-2451 (FAX)

JD Wilson
Mayor

David Gooley
City Clerk

February 2, 2005

Somerset City Council
City Hall
400 E. Mt. Vernon Street
Somerset, Kentucky 42501

Dear Councilors:

I am writing in behalf of Musicland Group DBA Sam Goody's 10400 Yellow Circle Dr., Minnetonka, MN 55343, who is requesting a refund on their previously paid 2004 City taxes. Mr. T.W. Todd, Property Valuation Administrator, has issued a credit slip for invoice total was sent in incorrect in the amount of \$5,709.81. The amount of refund due is \$5,709.81. Thank you.

Sincerely,
David Gooley
David Gooley
City Clerk

4009000
To: DAVIS COUNTY, Reginal Tax Collector
Credit: Musicland Group
Address: 10400 Yellow Circle Dr., Minnetonka, MN 55343
Valuation: 2,386,316
who has been assessed for Somerset City School Taxes for the year 04
The reason for this credit is the total amount in taxes is incorrect
Date: 1-16-05 By: [Signature]

Equal Opportunity Employer M/F/D (606) 679-6176 (TDD)

Mr. Floyd moved to refund the following amount paid on 2004 taxes: BB&T Leasing PMB 401 820 S. McArthur #105, Coppell, TX 75019, in the amount of \$18.42 for "Business not in City". Mr. Wheeldon seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

City of Somerset

400 East Mt. Vernon Street
P.O. Box 888
SOMERSET, KENTUCKY 42502
(606) 678-8388
(606) 678-2481 (FAX)

JP Willes
Mayor

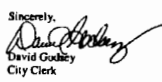
David Godbey
City Clerk

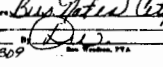
February 2, 2005

Somerset City Council
City Hall
400 E. Mt. Vernon Street
Somerset, Kentucky 42501

Dear Councilors:

I am writing in behalf of BB&T Leasing FMB 401 820 S. McArthur #105, Carroll, TX 75012, who is requesting a refund on their previously paid 2004 City taxes. Mr. T. W. Todd, Property Valuation Administrator, has issued a credit slip for "Business not in City" in the amount of \$8,260.00. The amount of refund due is \$18.42. Thank you.

Sincerely,

David Godbey
City Clerk

1250080 (Cross)
To DAVID GODBEY School Tax Collector
Credit: BB&T Leasing
Address: 401 820 S. McArthur #105 Carroll, TX 75012
is \$8,260.00 Real Estate Taxes
VALUATION
also has been assessed for Somerset City School Taxes for the year 2004
The reason for this credit was Business not in City
Date: 1-27-05 by 
Bill #02509

Equal Opportunity Employer M/F/V (EEOE) 606176 0176 (1/00)

Mr. Floyd moved to approve the reappointment of W.O. "Bill" Newell, Bobby Ikerd, and Scott Gulock to the Somerset-Pulaski County Airport Board. The term expiring 11/1/08. Mr. Wheeldon seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

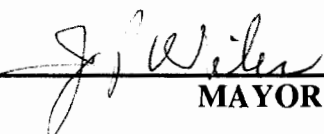
Mr. Beasley moved to approve the Gas Department employees request to donate sick time to fellow employee Cletus Burton. Mr. Wheeldon seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

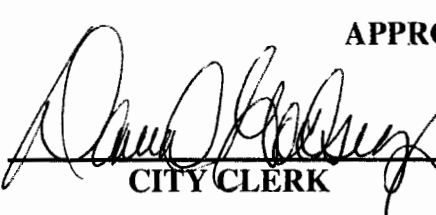
Mr. Floyd moved to have the Council send a letter of appreciation to the Airport Board for the work they are doing at this time. Mr. New seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

Mr. Floyd move to have a feasibility study done to determine if a full time attorney for the City is feasible. Mr. Wheeldon seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

Mrs. Crawford moved to approve that a copy of the Kentucky League of Cities Public Officials Legal Resource Guide be kept in the Council Chambers at all times. Mr. Floyd seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mrs. Crawford, Mr. Burnett, Mr. Rutherford, and Mrs. Norfleet.

There being no further business the meeting adjourned.

APPROVED 
MAYOR

ATTEST: 
CITY CLERK