

MINUTES OF MEETING HELD APRIL 9, 2007

The Common Council of the City of Somerset, Kentucky met in regular session on Monday, April 9, 2007 at 7:00 p.m. with the following present: Mayor Eddie Girdler. Council Members: Steve Kelley, Jerry Girdler, Charlie New, Donna Hunley, John Minton, Pat Bourne, Jerry Burnett, Tim Rutherford, Jim Rutherford, Linda Stringer and James Eastham. City Clerk David Godsey and City Attorney Carrie Wiese. Absent: Council Member Jim Mitchell.

Mr. New moved to approve the minutes of the last regular meeting held on March 26, 2007 and special called meeting held April 4, 2007 along with the reports to be approved as delivered. Mr. Kelley seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Kelley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Ms. Stringer and Mr. Eastham.

Second reading was given the following Ordinance:

ORDINANCE NUMBER 07-03		
AN ORDINANCE AMENDING THE CITY OF SOMERSET, KENTUCKY ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2006 AND ENDING JUNE 30, 2007 ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS OF THE CITY OF SOMERSET, KENTUCKY.		
WHEREAS, AN ANNUAL BUDGET HAS BEEN ADOPTED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY; AND		
WHEREAS, THE COMMON COUNCIL HAS RECEIVED THE PROPOSED BUDGET CHANGES AND MADE NECESSARY MODIFICATIONS		
NOW THEREFORE, BE IT ORDAINED BY THE CITY OF SOMERSET, KENTUCKY:		
SECTION 1.	THAT THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2006 AND ENDING JUNE 30, 2007 IS HEREBY AMENDED AS FOLLOWS.	
	REVENUE	EXPENDITURES
GENERAL FUND	\$13,288,885.00	\$13,288,885.00
SANITATION SERVICE	\$2,227,500.00	\$2,227,500.00
GAS SERVICE	\$19,166,200.00	\$19,166,200.00
WATER SERVICE	\$5,801,000.00	\$5,801,000.00
WASTEWATER	\$2,132,800.00	\$2,132,800.00
WATER PARK	\$2,841,450.00	\$2,841,450.00
	\$3,341,450.00	\$3,341,450.00
PARKS AND REC	\$622,100.00	\$622,100.00
EMS	\$5,201,510.00	\$5,201,510.00
TOTAL ALL FUNDS	\$51,281,445.00	\$51,281,445.00
	\$51,781,445.00	\$51,781,445.00
SECTION 2.	THIS ORDINANCE SHALL TAKE EFFECT AFTER ITS PASSAGE AND UPON PUBLICATION.	
FIRST READING <u>March 26, 2007</u>		
SECOND READING <u>April 9, 2007</u>		
APPROVED <u>Eddie Girdler</u>		
EDWARD R. GIRDLER, MAYOR CITY OF SOMERSET, KENTUCKY		
ATTEST: <u>David Godsey</u>		
DAVID GODSEY, CITY CLERK		

Mr. Burnett moved to approve the above ordinance on its second reading amending the water park budget. Mr. Kelley seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Kelley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Ms. Stringer and Mr. Eastham.

Jack Keeney, Director of the Chamber of Commerce spoke about a planned July 4th Celebration.

Mr. Burnett moved to approve the building of house number twelve (12) in the amount of \$45,029 and to approve amendment number one (1) to the contract for professional services for the Scattered Site Housing Project. Mr. New seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. New, Mrs. Hunley, Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford and Ms. Stringer. Voting "Nay": Mr. Kelley, Mr. Girdler, Mr. Minton and Mr. Eastham. Motion Passed.

**AMENDMENT No. 1
CONTRACT FOR PROFESSIONAL SERVICES**

This AMENDMENT No. 1, entered into this _____ day of April, 2007 by and between the CITY OF SOMERSET (hereinafter called the "City"), and Kriss Lowry & Associates, Inc. (hereinafter called the "Consultant"), shall amend and become a part of the CONTRACT FOR PROFESSIONAL SERVICES between the City and Consultant dated March 23rd 2007 for professional services related to the Somerset Scattered Site III Project (herein called CONTRACT).

WHEREAS, Kentucky Housing Corporation has approved HOME funds for the rehabilitation or reconstruction of up to two additional houses. Section 4 of said CONTRACT shall be amended as follow:

Delete Section 4. COMPENSATION AND METHOD OF PAYMENT and replace with the following:

4. COMPENSATION AND METHOD OF PAYMENT

In consideration of the Consultant's performance of these services, the City agrees to pay the Consultant a lump sum fee of \$85,000 for the environmental assessment, preparation of evidentiary materials, preparation of the program guidelines urban renewal plan and all remaining CDBG administrative services. In addition, the City agrees to pay a lump sum fee of ten percent of the approved HOME funding for the administration of HOME funds related to the rehabilitation of up to two additional houses. The Consultant shall submit monthly invoices to the City for payment. Invoices will be based upon the percentage of work completed. The City will make payment to the Consultant within thirty (30) days after receipt of the invoice.

This Amendment No. 1 is authorized by action of the Somerset City Council taken on the _____ day of April, 2007.

IN WITNESS WHEREOF, the parties hereto have made and executed this AMENDMENT No. 1 as of the day and year first written above.

CITY OF SOMERSET
By: _____
Eddie Gruller, Mayor

KRISS LOWRY & ASSOCIATES, INC.
By: _____
Kriss M. Lowry, President

Mr. New made a motion to go into executive session to discuss possible property acquisition. Mr. J. Rutherford seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Kelley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Ms. Stringer and Mr. Eastham.

No action taken in executive session.

Mr. Kelley made a motion to authorize Carrie Wiese to negotiate the purchase of property to complete the acquisition of property adjacent to the water park. Mr. T. Rutherford seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. Kelley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Ms. Stringer and Mr. Eastham.

There being no further business the meeting adjourned.

APPROVED _____
MAYOR

ATTEST: _____
CITY CLERK