

## MINUTES OF MEETING HELD AUGUST 26, 2002

The Common Council of the City of Somerset, Kentucky met in regular session on Monday, August 26, 2002 at 7:00 p.m. with the following present: Mayor JP Wiles, Council Members: John Minton, Earl Owens, Pat Bourne, Jerry Burnett, Peggy Dugger, Clarence Floyd, Jerry Wheeldon, Mark Beasley, Robin Daughettee, Charlie New, and Donna Hunley. City Attorney Joe Travis, and City Clerk David Godsey. Absent: David Burdine.

Mr. Wheeldon moved the minutes of the last regular meeting held on August 12, 2002 and the reports be approved as delivered. Mr. Beasley seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Owens, Mr. Bourne, Mr. Burnett, Mrs. Dugger, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Daughettee, Mr. New, and Mrs. Hunley

First reading was given the following Ordinance:

### Ordinance Number 02-10

**FIXING THE TAX LEVY, AD VALOREM, FRANCHISE TAX, AND TAX FOR THE CITY OF SOMERSET, KENTUCKY, FOR THE FISCAL YEAR BEGINNING JULY 1, 2002 AND ENDING JUNE 30, 2003 PROVIDING PENALTY AND INTEREST FOR NON-PAYMENT.**

Mrs. Dugger moved to approve the above Ordinance on its first reading. Mr. Beasley seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Owens, Mr. Bourne, Mr. Burnett, Mrs. Dugger, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Daughettee, Mr. New, and Mrs. Hunley.

First reading was given the following Ordinance:

### Ordinance Number 02-11

**ORDINANCE IMPOSING A BANK FRANCHISE AND LOCAL DEPOSIT TAX: SETTING FORTH TIME TABLES FOR THE COLLECTION OF SUCH TAX FOR THE YEAR 2002 AND ALL SUBSEQUENT YEARS: AND SETTING FORTH ENFORCEMENT PROCEDURES, INCLUDING PENALTIES FOR THE COLLECTION OF DELINQUENT TAXES.**

Mr. Beasley moved to approve the above Ordinance on its first reading. Mr. Daughettee seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Owens, Mr. Bourne, Mr. Burnett, Mrs. Dugger, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Daughettee, Mr. New, and Mrs. Hunley.

Mr. Floyd moved to approve the Burnside Sewer Project. The rate will be \$2.16 per thousand, the same rate the City of Ferguson is paying. The City of Burnside received a grant to run the line. Burnside will pay expenses to the plant. Mr. Beasley seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Owens, Mr. Bourne, Mr. Burnett, Mrs. Dugger, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Daughettee, Mr. New, and Mrs. Hunley.

Mr. Wheeldon moved to approve the bid for the clearing of its pipeline right-of-way in Casey, Pulaski, Laurel, Clay, and Leslie Counties. Including bush-hogging, and cutting all vegetation growth from approximately 150 miles of right-of-way. The bid being awarded to Evergreen Lawn Service at the rate of \$390.00 per mile. Mr. Beasley seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Owens, Mr. Bourne, Mr. Burnett, Mrs. Dugger, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Daughettee, Mr. New, and Mrs. Hunley.



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## MEMORANDUM

**ADVERTISEMENT FOR BIDS  
FOR****RIGHT-OF-WAY CLEARING**

The City of Somerset Gas Service is accepting sealed bids for the clearing of its pipeline right-of-way in Casey, Pulaski, Laurel, Clay and Leslie Counties, Kentucky; consisting of bush-hogging and/or cutting by hand all vegetation growth from approximately 150 miles of right of way.

Sealed bids will be received until 2:00 p.m. (local time) August 14, 2002, then opened and publicly read aloud at City Hall Council Chambers, 400 East Mt. Vernon Street, Somerset, Ky. 42501.

A more detailed description of the scope of the work to be done may be obtained from the Somerset City Clerk's Office at 400 East Mt. Vernon Street or contact William H. Lowery at (606) 678-4466, Ext. 223.

JP WILES  
MAYOR  
DAVID GODSEY  
CITY CLERK

TO: CHAIRMAN  
SOMERSET GAS SERVICE COMMITTEE

FROM: BILL LOWERY  
SOMERSET GAS SERVICE  
MANAGER

DATE: AUGUST 19, 2002

SUBJECT: **TRANSMISSION LINE R/W MOWING**

WE HAVE RECEIVED TWO (2) QUOTES TO MOW THE TRANSMISSION LINE RIGHT-OF-WAY.

1. CLARK CONTRACTING \$400.00/MILE
2. EVERGREEN LAWN SERVICE \$390.00/MILE

IT IS RECOMMENDED THAT WE AWARD THE JOB TO EVERGREEN LAWN SERVICE AT \$390.00/MILE.

TOTAL JOB COST APPROXIMATELY \$60,000.00

Mr. Daughetee moved to approve the request from High Street Baptist Church to block traffic for their annual block party, at Bourne Avenue between High Street and Main Street. Between the hours of 3 P.M. to 7 P.M. on Saturday, September 21, 2002. Mr. Barnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Owens, Mr. Bourne, Mr. Burnett, Mrs. Dugger, Mr. Floyd, Mr. Wheelon, Mr. Beasley, Mr. Daughetee, Mr. New, and Mrs. Hunley.

The following resolution was read:

**RESOLUTION****THE CITY COUNCIL OF THE CITY OF SOMERSET, KENTUCKY**

A RESOLUTION AUTHORIZING PARTICIPATION AND RATIFYING PRIOR PARTICIPATION OF THE CITY COUNCIL OF THE CITY OF SOMERSET WITH THE DEPARTMENT OF THE ARMY, CORPS OF ENGINEERS FOR IMPLEMENTATION OF THE SOUTH U.S. 27 AREA SEWER EXTENSIONS PROJECT AND AUTHORIZING THE MAYOR OF THE CITY COUNCIL OF THE CITY OF SOMERSET TO EXECUTE, ACCEPT OR OTHERWISE APPROVE ALL DOCUMENTS, AGREEMENTS, INSTRUMENTS, OR OTHER NECESSARY PAPERS REQUIRED BY THE DEPARTMENT OF THE ARMY FOR PARTICIPATION IN THE SOUTH U.S. 27 AREA SEWER EXTENSIONS PROJECT.

THIS RESOLUTION DULY ENACTED AND ADOPTED by the City Council of the City of Somerset, that:

SECTION 1: The City Council of the City of Somerset hereby ratifies prior participation and acts of the City Council of the City of Somerset and its officers and officials in the implementation of the South U.S. 27 Area Sewer Extensions Project with the Department of the Army, Corps of Engineers, and further hereby authorizes and approves the participation of the City Council of the City of Somerset in the implementation of the South U.S. 27 Area Sewer Extensions Project with the Department of the Army, Corps of Engineers;

SECTION 2: The City Council of the City of Somerset hereby authorizes the Mayor of the City Council of the City of Somerset to execute, accept, or otherwise approve, for and on behalf of the City Council of the City of Somerset all documents, agreements, instruments, or other necessary papers, including, but not limited to, the Project Cooperation Agreement between the Department of the Army and the City Council of the City of Somerset for implementation of the South U.S. 27 Area Sewer Extensions Project as may be considered necessary or required by the Department of the Army for participation of the City Council of the City of Somerset for the implementation of the South U.S. 27 Area Sewer Extensions Project, including, but not limited to, holding and saving the United States government free from all damages arising from the implementation of the South U.S. 27 Area Sewer Extensions Project, except for damages due to the fault or negligence of the Government or its contractors; paying the non-Federal share of total implementation cost; acquisition of lands, easements, and rights-of-way, including those required for relocations, borrow materials, and dredged or excavated material disposal, determined to be necessary for the Project by the Department of the Army; performances or assurance of performance of relocations determined to be necessary for the Project by the Department of the Army; operation and maintenance, repair, replacement, and rehabilitation of the project without cost to the United States of America; and compliance with all applicable Federal and State laws and regulations.

DULY PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SOMERSET IN ACCORDANCE WITH THE LAWS OF THE STATE OF KENTUCKY THIS THE 26TH DAY OF AUGUST, 2002.

APPROVED:

  
JP WILES, MAYOR


ATTESTED:

  
CITY CLERK

Mr. Wheeldon moved to adopt the above resolution. Mr. New seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Owens, Mr. Bourne, Mr. Burnett, Mrs. Dugger, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Daughetee, Mr. New, and Mrs. Hunley.

Mr. Daughetee moved to approve the Mayors request to create a new floater clerical position to be used in all departments. Mr. New seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Owens, Mr. Bourne, Mr. Burnett, Mrs. Dugger, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Daughetee, Mr. New, and Mrs. Hunley.

There being no further business the meeting adjourned.

ATTEST:  CITY CLERK

APPROVED  MAYOR