

MINUTES OF MEETING HELD AUGUST 27, 2007

The Common Council of the City of Somerset, Kentucky met in regular session on Monday, August 27, 2007 at 7:00 p.m. with the following present: Mayor Eddie Girdler. Council Members: John Minton, Jim Mitchell, Jerry Burnett, Tim Rutherford, Jim Rutherford, Linda Stringer, James Eastham, Steve Kelley, Jerry Girdler, and Donna Hunley. City Clerk David Godsey and City Attorney Carrie Wiese. Absent: Council Member Pat Bourne.

Mr. Kelley moved to approve the minutes of the last regular meeting held on August 13, 2007 along with the reports to be approved as mailed. Mr. Girdler seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Mitchell, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, and Mrs. Hunley.

An audience member praised the Somerset Police Department for how they recently handled the situation with an armed individual at Ready Mix Concrete. Mr. J. Rutherford moved to have the commendation made part of the official minutes. Mr. Mitchell seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Mitchell, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, and Mrs. Hunley.

Mr. Eastham moved to approve donating \$5,000 for the 2007 Battle of Mill Springs National Reenactment 145th Anniversary September 29-30, 2007. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Mitchell, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, and Mrs. Hunley.

Mr. Girdler moved to approve the following resolution for Maintenance and Ownership of Roadway Segments Affected by Reconstruction of US 27. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Mitchell, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, and Mrs. Hunley.

<p style="text-align: center;">RESOLUTION</p> <p style="text-align: center;">FOR MAINTENANCE AND OWNERSHIP OF ROADWAY SEGMENTS AFFECTED BY RECONSTRUCTION OF US 27</p> <p>WHEREAS, US 27 will be under contract for construction, and completion of this route will result in changes to the state and City road systems,</p> <p>NOW THEREFORE, in exchange for the Cabinet's commitment to reconstruct US 27, Pulaski County agrees to accept ownership and maintain or cause to maintain the following facilities:</p> <p>Old Clifty Road - Segment "A" - From a junction with Browning Road Lt. Sta. 8+67, extending North & West to the end of pavement, a total distance of approximately 0.09 miles (See Exhibit E-2).</p> <p>FURTHERMORE, upon completion of the reconstructed US 27, Pulaski County agrees to re-accept ownership and maintain or cause to maintain the following facilities:</p> <p>Browning Road - From a junction with the Reconstructed US 27 Lt. Sta. 1007+15, extending west to a junction with existing Browning Road, and a distance of approximately 0.05 miles (See Exhibit E-2).</p> <p>McKee Road West - From a junction with the Reconstructed US 27 Lt. Sta. 1030+21.1, extending West to a junction with the Old Clifty Road, a distance of approximately 0.05 miles (See Exhibit E-3).</p> <p>McKee Road East - From a junction with the Reconstructed US 27 Rt. Sta. 1030+21.1, extending East to a junction with existing McKee Road, a distance of approximately 0.04 miles (See Exhibit E-3).</p> <p>We understand that Kentucky Transportation Cabinet Official Orders and quitclaim deeds will be issued for the transfers of maintenance responsibility and ownership of the facilities upon our acceptance of this agreement and at the completion of the aforementioned US 27.</p> <p>Eddie Girdler, Mayor City of Somerset</p> <p>Date _____</p>
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First reading was given the following Ordinance:

ORDINANCE NO. 07-15

THIS ORDINANCE NUMBER 07-15 FIXING THE TAX LEVY, AD VALOREM, FRANCHISE TAX, AND TAX FOR THE CITY OF SOMERSET, KENTUCKY, FOR THE FISCAL YEAR BEGINNING JULY 1, 2007 AND ENDING JUNE 30, 2008 PROVIDING PENALTY AND INTEREST FOR NON-PAYMENT.

Mr. Burnett moved to approve the above ordinance on its first reading setting the city tax rate. Mr. Minton seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Mitchell, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, and Mrs. Hunley.

First reading was given the following Ordinance:

ORDINANCE NO. 07-16

AN ORDINANCE IMPOSING A BANK FRANCHISE AND LOCAL DEPOSIT TAX: SETTING FORTH TIME TABLES FOR THE COLLECTION OF SUCH TAX FOR THE YEAR 2007 AND ALL SUBSEQUENT YEARS: AND SETTING FORTH ENFORCEMENT PROCEDURES, INCLUDING PENALTIES FOR THE COLLECTION OF DELINQUENT TAXES.

Mr. Mitchell moved to approve the above ordinance on its first reading setting the bank deposit tax rate. Mr. T. Rutherford seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Mitchell, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, and Mrs. Hunley.

Mr. Kelley moved to go into executive session to discuss appointments to the Council. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Mitchell, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, and Mrs. Hunley.

No action taken in executive session.

Mr. J. Rutherford moved to approve the appointment of David Childers as replacement for 6th District Council Member Charlie New due to his death. Mrs. Stringer seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Mitchell, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, and Mrs. Hunley.

Mr. J. Rutherford moved to approve the following Municipal Order suspending the 2007-2008 police department budget. Mr. Kelley seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Minton, Mr. Mitchell, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, and Mrs. Hunley.

MUNICIPAL ORDER _____

BY ORDER OF THE COMMON COUNCIL OF THE CITY OF SOMERSET, THE FOLLOWING DIRECTIVE IS HEREBY ENTERED INTO THE RECORD.

WITH THE EXCEPTION OF NECESSARY AND ESSENTIAL EXPENDITURES, THE 2007-2008 BUDGET OF THE SOMERSET POLICE DEPARTMENT IS SUSPENDED UNTIL A REVIEW, REVISION AND/OR AMENDMENT IS COMPLETED BY THE SOMERSET CITY COUNCIL. THE SUSPENSION MAY ALSO BE LIFTED AFTER THE APPOINTMENT AND APPROVAL OF A CHIEF OF POLICE. LISTED BELOW ARE THE ALLOWABLE EXPENDITURES.

1. PAYROLL AND EMPLOYEE BENEFITS AT CURRENT STAFFING LEVELS.
2. INCIDENTAL EXPENSES (I.E. OFFICE SUPPLIES, VEH. MAINT.)
3. POLICE EQUIPMENT VALUED AT NO MORE THAN \$500.00
4. OBLIGATIONS TO OTHER STATE OR LOCAL AGENCIES.

EXPENDITURES OF OVER \$500.00 ARE ALLOWABLE WITH CONSENT OF THE MAJORITY VOTE OF THE SOMERSET CITY COUNCIL.

BE IT ORDAINED, THIS ____ DAY OF _____, 2007

EDDIE GIRDLER
MAYOR

DAVID GODSEY
CITY CLERK

There being no further business the meeting adjourned.

APPROVED _____
MAYOR

ATTEST: _____
CITY CLERK