

MINUTES OF SPECIAL CALLED MEETING HELD AUGUST 28, 2002

August 28, 2002

NOTICE OF SPECIAL MEETING OF THE COMMON COUNCIL OF THE CITY OF SOMERSET

The undersigned, as Mayor of the City of Somerset, Kentucky hereby gives notice to each member of the Common Council as said City, that a Special Meeting of said Common Council is hereby called and will convene at the usual meeting place of the Common Council in the City of Somerset, Kentucky, on the 28th day of August, 2002 at 4:15 P.M. Said meeting is called for the purpose of:

1. Ordinance #02-10 (2nd Reading Tax Rate Ordinance).
2. Ordinance #02-11 (2nd Reading Bank Deposit Rate).

Respectfully Submitted.

JP Wiles
JP Wiles, Mayor
City of Somerset

ACCEPTANCE AND WAIVER OF NOTICE

The Undersigned, being all the members of the Common Council of the said City of Somerset, Kentucky 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 held at the time and for the purpose set forth in said notice.

DAVID BURDINE _____	DONNA HUNLEY <i>Donna Hunley</i>
CLARENCE FLOYD <i>Clarence Floyd</i>	JOHN MINTON _____
JERRY WHEELDON <i>Jerry WheelDON</i>	EARL OWENS <i>Earl Owens</i>
MARK BEALSEY <i>Mark Bealsey</i>	PAT BOURNE <i>Pat Bourne</i>
ROBIN DAUGHETEE <i>Robin Daughette</i>	JERRY BURNETT <i>Jerry Burnett</i>
CHARLES NEW <i>Charles New</i>	PEGGY DUGGER _____
COMMONWEALTH JOURNAL _____	NEW JOURNAL _____
WSFC _____	WTLO _____
JOE TRAVIS, CITY ATTORNEY _____	

The Common Council of the City of Somerset, Kentucky met in Special Called Meeting held on August 28, 2002 at 4:15 p.m. with the following present: Mayor JP Wiles, Council Members: Earl Owens, Pat Bourne, Jerry Burnett, Clarence Floyd, Jerry WheelDON, Mark Beasley, Robin Daughettee, Charles New, and Donna Hunley. City Clerk David Godsey. Absent: John Minton, Peggy Dugger, and David Burdine.

Second reading was given the following Ordinance:

ORDINANCE NO. 02-10

This 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.

BE IT ORDAINED by the Common Council of the City of Somerset, Kentucky:

SECTION 1. That for the purpose of providing income for general municipal expenses for the City of Somerset, Kentucky, for the fiscal year beginning July 1, 2002 and ending June 30, 2003 there is hereby levied an ad valorem of twenty one cents (.210) on each hundred dollars (\$100.00) of taxable property within the city limits of Somerset, Kentucky.

SECTION 2. That the twenty one cents (.0210) ad valorem on each one hundred dollars (\$100.00) of taxable property within the city limits of Somerset, Kentucky, levied shall be deposited in the general fund account and shall be used to pay on general expenses incidental to the operation of the city government.

SECTION 3. That for the purpose of providing income for general municipal expense for the City of Somerset, Kentucky for the fiscal year beginning July 1, 2002 and ending June 30, 2003, there is hereby levied a tax of twenty nine and five tenths cents (.295) on each hundred dollars (\$100.00) on personal property, tangible and intangible of franchise holders as determined by the Department of Revenue within the city limits of Somerset, Kentucky.

SECTION 4. The twenty nine and five tenths cents (.295) on each one hundred dollars (\$100.00) for franchise property within the city limits of Somerset, Kentucky, shall be deposited in the general fund account and is to be used to pay on expenses incidental to the operation of city government.

SECTION 5. That a one percent (.01%) discount shall be allowed on each one dollar (\$1.00) collected before November 1, 2002.

SECTION 6. That there shall be added to and collected a penalty of twenty percent (.20%) and interest of six percent (.06%) per annum upon each one dollar (\$1.00) of all taxes herein provided for and unpaid after January 1, 2003 until such time that said taxes are paid.

SECTION 7. This Ordinance is to become in full force and effect on and after its approval and passage according to law

FIRST READING August 26, 2002 SECOND READING August 28, 2002

Mr. Beasley moved the above Ordinance be adopted on its second reading. Mr. Wheeldon seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Owens, Mr. Bourne, Mr. Burnett, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Daughetee, Mr. New, and Mrs. Hunley.

Second reading was given the following Ordinance:

ORDINANCE NO. 02-11

AN 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.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERSET, KENTUCKY AS FOLLOWS:

SECTION 1: There is hereby imposed on all "financial institutions" as defined in KRS Chapter 136, located within the corporate limits of the City of Somerset, Kentucky, for the 2002 tax year and all subsequent years, a franchise tax at the rate of 0.025% on all deposits, as defined in KRS Chapter 136, maintained by such financial institutions.

SECTION 2: The City of Somerset, Kentucky will issue tax bills to financial institutions no later than December 1 of each year. Payment of the tax shall be due with a two percent (2%) discount by December 31 of each year, or without discount by January 31 of each year.

SECTION 3: The City of Somerset, Kentucky shall have a lien for taxes on the property assessed for taxes to the extent allowed under KRS 134-420.

SECTION 4: All Taxes due in accordance with these sections which are not paid before June 30, 2003 for the tax year 2002, or which are not laid before January 31, for all subsequent tax years shall be deemed delinquent and shall be subject to a penalty of .20% and shall bear interest at the rate of 6% per annum.

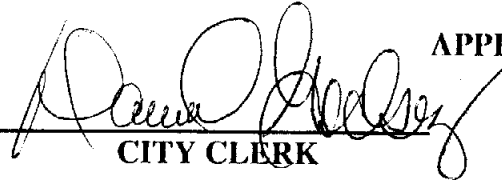
SECTION 5: All moneys collected pursuant to these sections shall be paid into the General Fund of the City to be used for the payment of proper expenditures as determined by the City Council.

SECTION 6: The City Clerk is hereby directed to send a copy of this Ordinance to the Commissioner of the Kentucky Department of Revenue, Frankfort, Kentucky.

FIRST READING August 26, 2002
SECOND READING August 28, 2002

Mr. New moved the above Ordinance be adopted on its second reading. Mr. Bourne seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Owens, Mr. Bourne, Mr. Burnett, 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