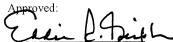



MINUTES OF MEETING HELD APRIL 12, 2010

The Common Council of the City of Somerset, Kentucky met in a regular session on Monday, April 12, 2010, at 7:00 p.m. with the following present: Mayor Eddie Girdler. Council Members: Steve Kelley, Jerry Girdler, Mike New, Donna Hunley, John Minton, Jim Mitchell, Pat Bourne, Jerry Burnett, Tim Rutherford, Jim Rutherford, Linda Stringer, and Jerry Wheeldon. City Attorney Carrie Wiese and City Clerk David Godsey.

Mr. Wheeldon moved to approve the minutes of the regular meeting held on March 22, 2010, along with the reports as mailed. Mr. Mitchell seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. Kelley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Ms. Stringer, and Mr. Wheeldon.

Second reading was given the following Ordinance # 10-03:

<p>ORDINANCE NO. <u>10-03</u></p> <p>AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, AMENDING ORDINANCE NO. 01-15, WHICH ESTABLISHES RATES AND CHARGES FOR USE OF THE SERVICES AND FACILITIES OF THE MUNICIPAL WATER COMPANY AND ESTABLISHING CHARGES FOR CONNECTION THERETO, ADOPTED BY THE COMMON COUNCIL ON JUNE 11, 2001;</p> <p>BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY:</p> <p>(I) That amendments are hereby made to Ordinance No. 01-15 as set forth below:</p> <p>- Section 3(B) shall now read as follows:</p> <p>B. Connect Fees: (Non-refundable)</p> <table><tr><td>a)</td><td>Residential</td><td>\$15.00 (If customer is in good standing as defined herein.)*</td></tr><tr><td></td><td></td><td>\$30.00 (If customer is not in good standing as defined herein.)*</td></tr></table> <p>* For purposes of this Ordinance, a customer in "Good Standing" shall mean a current customer, or a customer who has had a utility account within a just prior 30 day period, that has no delinquent accounts for which the City of Somerset Utilities Department bills (including but not limited to: Gas, Water, Sewer, and Garbage). Delinquent accounts shall be those that have past-due, outstanding obligations as of the date of request for any utility reconnection.</p> <table><tr><td>b)</td><td>Commercial</td><td>\$15.00-\$100.00 (Depending on size of meter)</td></tr><tr><td>c)</td><td>Residential Reconnect after Failure to Pay</td><td></td></tr></table> <p>If a reconnect is requested because utility service was disconnected due to failure to provide payments as required by the current Utility Department policies and all other applicable policies or law, the fee shall be \$60.00 to reconnect.</p> <p>1</p>	a)	Residential	\$15.00 (If customer is in good standing as defined herein.)*			\$30.00 (If customer is not in good standing as defined herein.)*	b)	Commercial	\$15.00-\$100.00 (Depending on size of meter)	c)	Residential Reconnect after Failure to Pay		<p>- Section 3(C) shall now read as follows:</p> <p>C. Returned Checks: \$25.00</p> <p>(II) If any part of this ordinance amending Ordinance 01-15, or the Amendments herein made, is deemed by a court of competent jurisdiction to be unenforceable or unconstitutional, the remaining provisions of this ordinance shall continue in full force and effect.</p> <p>(IV) This ordinance shall be in full force and effect upon passage, approval, and publication according to law.</p> <p>FIRST READING <u>March 22, 2010</u></p> <p>SECOND READING <u>April 12, 2010</u></p> <p>Approved:  Mayor, Eddie Girdler</p> <p>ATTEST:  City Clerk, David Godsey</p> <p>2</p>
a)	Residential	\$15.00 (If customer is in good standing as defined herein.)*											
		\$30.00 (If customer is not in good standing as defined herein.)*											
b)	Commercial	\$15.00-\$100.00 (Depending on size of meter)											
c)	Residential Reconnect after Failure to Pay												

Mr. New moved to approve the above Ordinance # 10-03 on its second reading regarding amending Ordinance # 01-15 utility connect fees. 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. Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Ms. Stringer, and Mr. Wheeldon.

Second reading was given the following Ordinance # 10-04:

ORDINANCE NO. 10-04

AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, AMENDING ORDINANCE NO. 07-25, WHICH SETS FORTH THE RULES AND REGULATIONS REGARDING ABANDONED, JUNKED AND INOPERATIVE MOTOR VEHICLES, WATERCRAFT, AND APPLIANCES, AS ADOPTED BY THE COMMON COUNCIL ON Dec. 10, 2007;

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

(I) That an amendment is hereby made to Ordinance No. 07-25 as set forth below:

- Section C. *Junked motor vehicles*...shall now read as follows:

C. *Junked motor vehicles* shall mean any contrivance, or parts thereof, both licensed and unlicensed, which are propelled by power and used for transportation of persons or property on public streets, highways or waterways, the condition of which is one (1) or more of the following:

(1) Wrecked;

(2) Dismantled;

(3) Partially dismantled;

(4) Inoperative;

(5) Abandoned;


(6) Discarded;

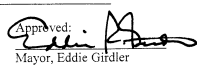
(II) If any part of this ordinance amending Ordinance 07-25, or the Amendment herein made, is deemed by a court of competent jurisdiction to be unenforceable or unconstitutional, the remaining provisions of this ordinance shall continue in full force and effect.

(IV) This ordinance amendment shall be in full force and effect upon passage, approval, and publication according to law.

FIRST READING March 22, 2010

SECOND READING April 12, 2010

ATTEST: 
City Clerk, David Godsey

Approved: 
Mayor, Eddie Girdler

1

Mr. Burnett moved to approve the above Ordinance # 10-04 on its second reading regarding amending Ordinance # 07-25 nuisance ordinance regarding abandoned, junked, motor vehicles and appliances. Mr. Wheeldon seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. Kelley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Ms. Stringer, and Mr. Wheeldon.

Mr. J. Rutherford made a motion to authorize an investigation of internal disciplinary procedures of the Somerset Police Department. Mr. T. Rutherford seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. Minton, Mr. Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, and Ms. Stringer. Voting “Nay”: Mr. Girdler. Choosing to “Pass”: Mr. Kelley, Mr. New, Mrs. Hunley, and Mr. Wheeldon. Motion Passed.

There being no further business the meeting adjourned.

APPROVED _____

MAYOR

ATTEST: _____

CITY CLERK