

MINUTES OF MEETING HELD APRIL 8, 2013

The Common Council of the City of Somerset, Kentucky met in a regular meeting on Monday April 8, 2013, at 7:00 p.m. with the following present: Mayor Eddie Girdler. Council Members: Jimmy Eastham, Jerry Girdler, Mike New, Donna Hunley, John Minton, Jim Mitchell, Pat Bourne, Jerry Burnett, Tom Eastham, 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 25, 2013, along with the reports as mailed. Mr. Mitchell seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. J. Eastham, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Jim Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Eastham, Mr. Rutherford, Mrs. Stringer, and Mr. Wheeldon.


Mr. Wheeldon moved to approve the following Resolution No. 13-08 rejecting any Unified Government proposal, Charter County Government, or any other unified (consolidated) government proposal and will not provide funding for any study. Mr. T. Eastham seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. J. Eastham, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Jim Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Eastham, Mr. Rutherford, Mrs. Stringer, and Mr. Wheeldon.

City of Somerset

Edith R. Girdler
Mayor

David Gossel
City Clerk

400 East Main, Vernon Street
P.O. Box 989
SOMERSET, KENTUCKY 42502
(606) 778-6388
(606) 779-2431 (FAX)



RESOLUTION

WHEREAS, the City of Somerset is one of the most financially sound cities in America providing services that are rated as the best in the nation and state; and

WHEREAS, the City of Somerset is one of the most efficient and effective cities in America and has been for over 125 years with outstanding streamlined city government that provides the most services at the least possible cost for any city/county in nation or state; and

WHEREAS, the City of Somerset has gross assets of nearly \$175 million and net assets of \$100 million with liquid assets owned and wanted by local county government who has little assets and virtually no liquid assets; and

WHEREAS, the county appears to be willing to encourage other smaller cities to join together to establish a welfare system whereby the hard earned assets of the citizens of Somerset are taken from the citizens of Somerset of which 70% are on fixed income and given to others that do not have the legal or moral right to obtain; and

WHEREAS, small cities will see an increase of at least 25% in utility rates if the city is not able to plan for the future; over 5,000 jobs will be in danger because the natural gas system must operate on a long term basis; and all future major projects will cease due to uncertain future condition; and


WHEREAS, the City of Somerset has reduced property taxes by 50 % over the past five years, utility rates for city residents the same or lower for six years; constructed new water and sewer plants; expanded natural gas to exceptional levels for economic growth and heating of our homes; saved the YMCA (Somerset Family Fitness Center) by paying off \$2.5 million in debt so that residents, children, and swimming teams could have healthy and fun environment; built a \$11 million water park with over \$2 million in expansion so that nearly 100,000 visits were made to the park without increasing rates for families and admissions for over 7 years; provided over \$40 million in new construction to meet city and county needs; implemented a fueling center saving money for city schools; lowered rates on city and county school buildings

in city saving hundreds of thousands of dollars to keep teachers and aides employed; provides over \$750,000 a year in utility subsidies so that our friends and neighbors have jobs; expanded the natural gas system processing and transmission systems to meet any future demand; started the first natural gas fueling center in Kentucky to help reduce the cost of gasoline and diesel and will save the taxpayers over \$200,000 a year; the only city with no help from any agency or government in passing a smoke free ordinance; reduced rates for sports programs for example so that over 600 kids are playing soccer with 70% of kids that live in county; over 500 children are provided water park passes because of achievements in education; completed contracts through 2015 for natural gas purchases so city residents and small business will not have any increase for next three years making a total of 10 years of same or less rates; provided over \$1 million to local service agencies in past five years to care for our needy families; city provides 750 units of low income housing to meet our housing needs of elderly, disabled, and working families with over 2,000 apartments in Somerset having lower rental rates because of the cities low utility rates and services; all being done without the support of county government, chamber of commerce or industrial foundation.

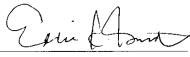
NOW THEREFORE, the Common Council of the City of Somerset does hereby reject any Unified Government proposal, Charter County Government, or any other unified (consolidated) government proposal and will not provide funding for any study.

IN ADDITION, the Common Council of the City of Somerset does authorize the Mayor and City Attorney to contract for any needed legal services to protect the continued existence of the City of Somerset.

Adopted this 8th day of April, 2013.



City Clerk



Mayor

Equal Opportunity Employer M/F/D (606) 778-5176 (TDD)

Mr. Bourne moved to recognize Heather Tomlinson from the Commonwealth Journal for receiving Reporter of the Year Award. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. J. Eastham, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Jim Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Eastham, Mr. Rutherford, Mrs. Stringer, and Mr. Wheeldon.

First reading was given the following Ordinance # 13-04:

ORDINANCE NO. 13-04

AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, ANNEXING BY CONSENT PROPERTY AS DESCRIBED BELOW (5215 S. HWY 27) AND IN ATTACHMENTS TO THIS ORDINANCE, ATTACHMENTS INCORPORATED IN FULL BY REFERENCE HEREIN;

First reading was given the following Ordinance # 13-05:

ORDINANCE NO. 13-05

AN ORDINANCE AMENDING THE CITY OF SOMERSET, KENTUCKY'S CURRENT PAY & CLASSIFICATION PLAN, AS SET FORTH IN ORDINANCE 11-01 (THE ORIGINAL ORDINANCE SET FORTH IN 08-08, AND LATER AMENDED BY 10-06), WHICH HAS AND SHALL REMAIN IN EFFECT WITH THE AMENDMENTS STATED ABOVE, AND THOSE CONTAINED HEREIN UNTIL SUCH TIME AS THE PLAN IS AMENDED BY THE COMMON COUNCIL;

Second reading was given the following Ordinance # 13-03

ORDINANCE NO. 13-03

AN ORDINANCE AMENDING ORDINANCE NO. 00-18, KNOWN AS THE CITY'S ZONING ORDINANCE, AND ALTERING THE ZONING MAP TO REFLECT SAID AMENDMENT, BASED ON THE FINDINGS OF FACT MADE BY THE PLANNING AND ZONING BOARD, AND BASED ON SAID BOARD'S RECOMMENDATION OF A ZONE CHANGE;

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

That Ordinance No. 00-18, known as the Zoning Ordinance, Somerset, Kentucky, be and the same is hereby amended by altering the Zoning Map in the following manner:

I. By changing a boundary of land presently zoned R2 to a Semi Public zone, said property being more particularly described in Exhibit "A" attached hereto and incorporated herein in full by reference, and more commonly known as part of the First Baptist Church Property, specifically with an address located on North Vine Street, Somerset, KY.

II. The City Clerk of the City of Somerset, Kentucky is hereby authorized to alter the Zoning Map to reflect said change.

III. This Ordinance shall be in full force and effect from and after adoption and publication according to law.

FIRST READING March 25, 2013

SECOND READING April 8, 2013

Approved: _____
Mayor

ATTEST: _____
City Clerk

**APPLICATION FOR ZONING AMENDMENT/DEVELOPMENT PLAN APPROVAL
TO THE
SOMERSET PLANNING COMMISSION**

APPLICATION NO. _____

THE UNDERSIGNED OWNER(S) OF THE FOLLOWING LEGALLY DESCRIBED PROPERTY REQUEST THE CONSIDERATION OF CHANGE IN ZONING DISTRICT CLASSIFICATION APPROVAL OF DEVELOPMENT PLAN AS SPECIFIED BELOW:

1. NAME OF APPLICANT: First Baptist Church of Somerset, Inc.
MAILING ADDRESS: 100 N. Vine St. Somerset, KY 40382
PHONE NUMBER (HOME) 606-682-2000 (BUSINESS) 606-682-2000
PROPERTY OWNER: First Baptist Church of Somerset, Inc.
LOCATION DESCRIPTION: North Vine Street - Somerset, KY
EXISTING USE: Religious
PROPOSED USE: Semi Public
PRESENT ZONING DISTRICT: R2
PROPOSED ZONING DISTRICT: SP

SUPPORT INFORMATION: ATTACH THE FOLLOWING ITEMS TO THE APPLICATION:
A. A VICINITY MAP SHOWING PROPERTY LINES, STREETS, AND EXISTING PROPOSED ZONING.
B. A LIST OF ALL PROPERTY OWNERS AND THEIR MAILING ADDRESSES WITHIN, CONTIGUOUS TO, AND DIRECTLY ACROSS THE STREET FROM THE PROPOSED RE-ZONING.
C. FEES AS REQUIRED.
D. LEGAL DESCRIPTION.

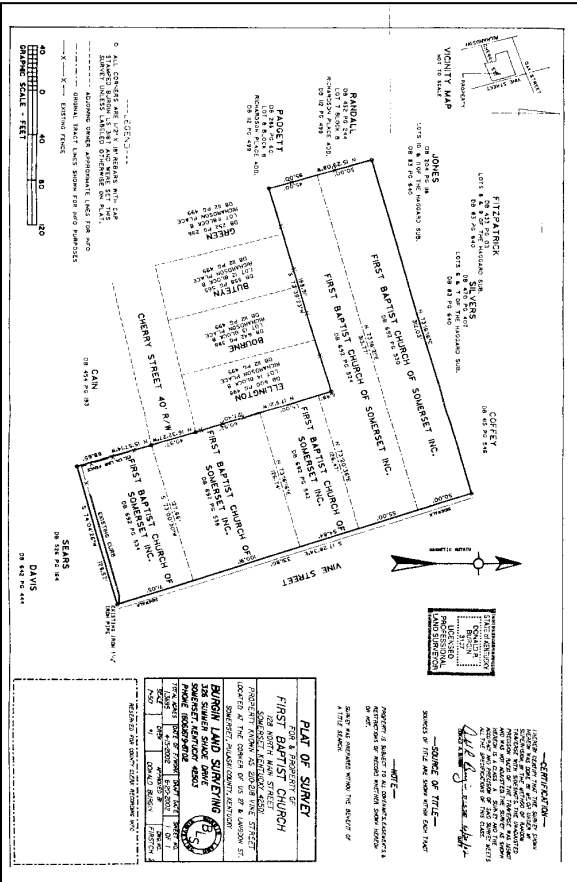
DATE: 3-15-2013 APPLICANT SIGNATURE: Donald D. Bartholomew, Chairman of Trustees

FOR OFFICIAL USE ONLY
PLANNING COMMISSION

DATE FILED _____ DATE OF NOTICE IN NEWSPAPER 3/22/13 FEE PAID \$400.00
ACTION BY LEGISLATIVE AUTHORITY APPROVED _____ DATE OF PUBLIC HEARING _____
RECOMMENDATION OF PLANNING COMMISSION: APPROVAL _____ DENIAL _____
REASON FOR RECOMMENDATION: _____
DATE 3/27/2013 PLANNING COMMISSION CHAIRMAN Donald D. Bartholomew

FOR OFFICIAL USE ONLY
(LEGISLATIVE AUTHORITY)

DATE OF RECOMMENDATION RECEIVED _____ DATE _____
ACTION BY LEGISLATIVE AUTHORITY APPROVED _____ DENIAL _____
IF DENIED, REASON FOR DENIAL _____
DATE _____ CLERK _____
NOTE: THREE COPIES OF THIS FORM AND SUPPORTING INFORMATION MUST BE FILED WITH THE SOMERSET PLANNING COMMISSION. APPLICATION MUST BE RETURNED TO THE OFFICE OF CODE ENFORCEMENT 4 WEEKS PRIOR TO MEETING DATE.



Mr. Burnett moved to approve the above Ordinance # 13-03 altering the zoning map from R-2 to Semi Public Zone, First Baptist Church. Mr. Mitchell seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. J. Eastham, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Jim Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Eastham, Mr. Rutherford, Mrs. Stringer, and Mr. Wheeldon.

Mrs. Stringer made a motion to go into executive session to discuss pending litigation for which disclosure of details might compromise litigation posture, pursuant to KRS 61.810(1)(c). Mr. Wheeldon seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. J. Eastham, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Jim Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Eastham, Mr. Rutherford, Mrs. Stringer, and Mr. Wheeldon.

No action taken in executive session.

Mr. Burnett moved to have the Mayor and City Attorney mediate the firefighters overtime case and bring agreement back to Council for approval. Mr. T. Eastham seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. J. Eastham, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Jim Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Eastham, Mr. Rutherford, Mrs. Stringer, and Mr. Wheeldon.

There being no further business the meeting adjourned.

APPROVED: _____
MAYOR

ATTEST: _____
CITY CLERK

