

MINUTES OF MEETING HELD DECEMBER 10, 2012

The Common Council of the City of Somerset, Kentucky met in a regular meeting on Monday December 10, 2012, at 7:00 p.m. with the following present: Mayor Eddie Girdler. Council Members: Tom Eastham, Jim Rutherford, Linda Stringer, Jerry Wheeldon, Mark Beasley, Jerry Girdler, Mike New, Donna Hunley, John Minton, Jim Mitchell, Pat Bourne, and Jerry Burnett. City Attorney Carrie Wiese and City Clerk David Godsey.

Mr. Beasley moved to approve the minutes of the regular meeting held on November 26, 2012, along with the reports as mailed. Mr. New seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Eastham, Mr. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Jim Mitchell, Mr. Bourne, and Mr. Burnett.

Mr. Burnett moved to purchase property adjacent to the waterpark on Highway 2227 in the amount of \$55,000. Mr. Bourne seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Eastham, Mr. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Jim Mitchell, Mr. Bourne, and Mr. Burnett.

First reading was given the following Ordinance #12-22:

ORDINANCE NUMBER 12-22

AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, ANNEXING BY CONSENT PROPERTY COMMONLY KNOWN AS 1690 NORTH HWY 27

First reading was given the following Ordinance #12-22:

ORDINANCE NUMBER 12-23

AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, ANNEXING BY CONSENT PROPERTY COMMONLY KNOWN AS 4995 WEST HIGHWAY 80

Mr. Wheeldon moved to approve the following Resolution #12-10 approve the closing of the railroad crossing at West Columbia Street. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Eastham, Mrs. Stringer, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Jim Mitchell, Mr. Bourne, and Mr. Burnett. Voting "Nay": Mr. Rutherford. Motion Passed.

City of Somerset

**Eddie R. Girdler
Mayor**

400 East Mt. Vernon Street
P. O. Box 989
SOMERSET, KENTUCKY 42502
(606)679-6366
(606)679-2481 (FAX)

RESOLUTION

WHEREAS, the Norfolk Southern Railway Corporation (Railroad) and the Kentucky Department of Transportation (KyDOT) have advised the City of Somerset (City) that the railroad crossing at West Columbia Street in Somerset, Kentucky is one of the most dangerous and potential sites for a derailment and is a potential danger to safety and health of citizens; and

WHEREAS, said crossing and any derailment at that site would potentially disrupt commerce and evacuations would be required for the hospital, residences, and cost hundreds of jobs in the area as well as close US 27 for certain periods of time; and

WHEREAS, there is no visible opposition to said closing except for one citizen and many business and citizens of the area are totally in favor of the closing for health, safety and economic reasons with City holding a public hearing on said closing; and

WHEREAS, the Railroad and KyDOT will provide not less than \$50,000 for security and community services to the City.

NOW THEREFORE, the City Council hereby authorizes the Mayor to close the crossing after

Reasonable Notice (not less than 15 days) to the public about the closing, with the provisions that a pedestrian crossing be maintained and City retains discretion to work with Railroad and KyDOT to reopen if funding and safety issues would be resolved.

Adopted this 10 day of December, 2012.

Mr. Beasley moved to refund the following amounts paid on City taxes: 2012 to Danny & Peggy Hixson in the amount of \$41.99. 2012 to Susan Wilson in the amount of \$41.99. Mr. Bourne seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Eastham, Mr. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, Mr. Minton, Jim Mitchell, Mr. Bourne, and Mr. Burnett.

There being no further business the meeting adjourned.

APPROVED: _____

ATTEST: _____
CITY CLERK