MINUTES OF MEETING HELD JULY 13, 2009

The Common Council of the City of Somerset, Kentucky met in a regular session on Monday, July 13, 2009, at 7:00 p.m. with the following present: Mayor Eddie Girdler. Council Members: Donna Hunley, John Minton, Jim Mitchell, Pat Bourne, Jerry Burnett, Jim Rutherford, Linda Stringer, Jerry Wheeldon, Steve Kelley, Jerry Girdler, and Mike New. City Attorney Carrie Wiese and City Clerk David Godsey. Absent: Council Member Tim Rutherford.

Mr. Wheeldon moved to approve the minutes of the regular meetings held on June 22, 2009, along with the reports as mailed. Mr. Bourne seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mr. Bourne, Mr. Burnett, Mr. J. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Kelley, Mr. Girdler, and Mr. New.

Second reading was given the following Ordinance 09-11:

ORDINANCE NO. O9-\\ SERIES 2009

AN ORDINANCE relating to the issuance of revenue bonds:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOMERSET, KENTUCKY, AUTHORIZING THE ISSUANCE OF UP TO \$10,000,000 PRINCIPAL AMOUNT OF CITY OF SOMERSET, KENTUCKY VARIABLE RATE DEMAND INDUSTRIAL BUILDING REVENUE REFUNDING BONDS (ARMSTRONG HARDWOOD FLOORING COMPANY PROJECT), SERIES 2009 (THE "BONDS"), ISSUED AT THE REQUEST OF ARMSTRONG HARDWOOD FLOORING COMPANY, A TENNESSEE CORPORATION (THE "COMPANY"), FOR THE PURPOSE OF REFUNDING BONDS PREVIOUSLY ISSUED FOR THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF A FACILITY TO BE USED FOR THE MANUFACTURING OF HARDWOOD FLOORING LOCATED AT 630 INDUSTRY ROAD, SOMERSET, PULASKI COUNTY, KENTUCKY, 42501: AND APPROVING, AUTHORIZING AND ACKNOWLEDGING THE EXECUTION AND DELIVERY OF (1) A LOAN AGREEMENT BETWEEN THE CITY OF SOMERSET, KENTUCKY AND THE COMPANY; (2) A TRUST INDENTURE BETWEEN U.S. BANK NATIONAL ASSOCIATION AND THE CITY OF SOMERSET, KENTUCKY; (3) A BOND PURCHASE AGREEMENT AMONG THE CITY OF SOMERSET, KENTUCKY, THE COMPANY AND THORNTON FARISH INC. (THE "UNDERWRITER"); (4) A TAX REGULATORY AGREEMENT AMONG U.S. BANK NATIONAL ASSOCIATION, THE COMPANY AND THE CITY OF SOMERSET, KENTUCKY; AND (5) ANY AND ALL OTHER RELATED DOCUMENTS NECESSARY THERETO.

*Complete copy of above 9 page ordinance available in the City Clerk's Office.

Mr. Bourne moved to approve the above Ordinance 09-11 on its second reading approving the reissuance of a 10 million dollar bond issue for Armstrong Hardwood Flooring. Mr. Mitchell seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mr. Bourne, Mr. Burnett, Mr. J. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Kelley, Mr. Girdler, and Mr. New.

Mr. Wheeldon moved to approve the bid for the Pitman Creek Wastewater Treatment Plant Expansion project. The bid being awarded to W. Rogers Company in the amount of \$12,687,000. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mr. Bourne, Mr. Burnett, Mr. J. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Kelley, Mr. Girdler, and Mr. New.

	HDR		
	July 1, 2009		
	Mr. Charles Dick Utility Manager Utility Building 105 College Street Somerset, Kentucky 42502		
	Subject: Pitman Creek Wastewater Treatment Plant Expansion Bid Evaluation and Recommendation		
	Dear Mr. Dick:		
	This letter transmits the bid tabulation and provides our bid recommendation for the Pitman Creek Wastewater Treatment Plant (WWTP) Expansion project. The project upgrades and expands the existing Pitman Creek WWTP to 4.4 million gallons per day (MGD). The project was advertised twice in the local paper, pre-bid meeting was held on June 2, 2009 and bids were received for the project on June 26, 2009. Twelve general contractors obtained copies of the bid documents and eleven of them submitted bids for the project. A copy of the bid tabulation is attached.		
	The lowest total bid received for the project was from W. Rogers Company in the amount of \$12,687,000. The engineer's estimate for the project was \$15,024,000. The low bid was 18% below the engineer's estimate. The eleven bids submitted ranged from \$12,687,000 to \$15,593,000. The bids were very competitive, with six bids within 7% of the low bid. The low bid is within the planned funding with EPA grant funds and KIA loan.		
	There were no irregularities found in the Bid Forms from W. Rogers Company. A list of completed projects and on-going projects were provided. They have significant experience in the construction of treatment plants and have successfully completed several similar projects working with HDR/Quest. Based on our review of the bids, discussions with the low bidder, and their experience on similar projects, it is recommended that the contract for the construction of the Pitman Creek WWTP Expansion project be awarded to W. Rogers Company for the bid amount of \$12,687,000.		
If you have any questions or need any further information, please contact us.			
	Sincerely,		
	Thomas R. Schaffer, P.E./ Project Manager		
	Attachments		
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There being no further business the meeting adjourned.

	APPROVE	D
		MAYOR
ATTEST:		
	CITY CLERK	