

MINUTES OF MEETING HELD JUNE 8, 2015

The Common Council of the City of Somerset, Kentucky met in a regular meeting on Monday June 8, 2015, at 7:00 p.m. with the following present: Mayor Eddie Girdler. Council Members; Mike New, Donna Hunley, John Minton, Jim Mitchell, Pat Bourne, Jerry Burnett, Tom Eastham, David Burdine, Linda Stringer, Jerry Wheeldon, Jerry Eastham, and Jerry Girdler. City Attorney Carrie Weise, and City Clerk Nick Bradley.

Mr. Wheeldon moved to approve the minutes of the regular meeting held on May 11, 2015 and special called meeting May 28, 2015 along with reports as mailed. Mr. Bourne seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Eastham, Mr. Burdine, Mrs. Stringer, Mr. Wheeldon, Mr. J. Eastham, and Mr. Girdler..

Second reading was given the following Ordinance No. #15-08:

<p>ORDINANCE NUMBER 15-08</p> <p>AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, ANNEXING BY CONSENT PROPERTIES AS DESCRIBED BELOW AND IN ATTACHMENTS TO THIS ORDINANCE, SAID ATTACHMENTS INCORPORATED IN FULL BY REFERENCE HEREIN; AND</p> <p>WHEREAS, ANNEXATION REQUEST FORMS HAVE BEEN SUBMITTED BY THE PROPERTY OWNER, MARTY COLYER, AND THE FORMS HAVE BEEN ACCEPTED BY THE CITY AS COMPLETED; AND THE PROPERTY OWNER HAVING WAIVED THE 60 DAY WAITING PERIOD BY AND THROUGH SAID ANNEXATION REQUEST FORMS, SAID FORM HAVING BEEN SIGNED BY THE OWNER AND/OR AN AUTHORIZED AGENT OF THE OWNER, SAID FORMS MADE PART OF THE ATTACHMENTS TO THIS ORDINANCE AND THEREFORE ARE INCORPORATED IN FULL HEREIN BY REFERENCE; AND</p> <p>WHEREAS, ALL DOCUMENTS AND RECORDS NEEDED TO PROCEED WITH ANNEXATION OF THE PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF SOMERSET HAVE BEEN RECEIVED AND APPROVED; AND</p> <p>WHEREAS, THE PROPERTIES MEET ALL REQUIREMENTS FOR ANNEXATION AS SET FORTH IN KRS AND ALL OTHER APPLICABLE LAW;</p> <p>NOW THEREFORE, BE IT ORDAINED BY THE CITY OF SOMERSET, KENTUCKY:</p> <p>SECTION 1. THAT THE PROPERTIES DESCRIBED IN THE ATTACHMENTS HERETO, AND INCORPORATED IN FULL BY REFERENCE, ARE HEREBY ANNEXED INTO THE CITY'S CORPORATE LIMITS, THE LEGAL ADDRESS(S) OF SAID PROPERTIES BEING:</p> <p>103 CANEY FORK ROAD, SOMERSET, KY (060-5-1-03)</p> <p>SECTION 2. THIS ORDINANCE SHALL TAKE EFFECT AFTER ITS PASSAGE AND UPON PUBLICATION BY LAW.</p> <p>FIRST READING: <u>May 11, 2015</u></p> <p>SECOND READING: <u>June 8, 2015</u></p> <p>APPROVED <u>[Signature]</u> EDWARD R. GIRDLER, MAYOR CITY OF SOMERSET, KENTUCKY</p> <p>ATTEST: <u>[Signature]</u> NICK BRADLEY, CITY CLERK</p>	<p>ANNEXATION REQUEST FORM</p> <p>I, <u>Marty Colyer</u> FORMALLY REQUEST ANNEXATION OF MY PROPERTY LOCATED AT <u>103 Caney Fork Rd</u> INTO THE CITY OF SOMERSET.</p> <p>I ALSO REQUEST THAT THE 60 DAY WAITING PERIOD BE WAIVED.</p> <p>I ALSO REQUEST THAT THIS PROPERTY BE ZONED <u>R-1</u>.</p> <p>SINCERELY, <u>[Signature]</u> DATE <u>3-9-2015</u></p> <p>15-08 <u>[Signature]</u> 6/8/15</p>
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Mr. Wheeldon moved to approve the above Ordinance No. #15-08 regarding annexation of 103 Caney Fork Road 060-5-1-03. Mr. New seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Eastham, Mr. Burdine, Mrs. Stringer, Mr. Wheeldon, Mr. J. Eastham, and Mr. Girdler.



Second reading was given the following Ordinance No. #15-09:

<p>ORDINANCE NUMBER 15-09</p> <p>AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, ANNEXING BY CONSENT PROPERTIES AS DESCRIBED BELOW AND IN ATTACHMENTS TO THIS ORDINANCE, SAID ATTACHMENTS INCORPORATED IN FULL BY REFERENCE HEREIN; AND</p> <p>WHEREAS, ANNEXATION REQUEST FORMS HAVE BEEN SUBMITTED BY THE PROPERTY OWNER, RICHARD K CUNDIFF, AND THE FORMS HAVE BEEN ACCEPTED BY THE CITY AS COMPLETED; AND THE PROPERTY OWNER HAVING WAIVED THE 60 DAY WAITING PERIOD BY AND THROUGH SAID ANNEXATION REQUEST FORMS, SAID FORM HAVING BEEN SIGNED BY THE OWNER AND/OR AN AUTHORIZED AGENT OF THE OWNER, SAID FORMS MADE PART OF THE ATTACHMENTS TO THIS ORDINANCE AND THEREFORE ARE INCORPORATED IN FULL HEREIN BY REFERENCE; AND</p> <p>WHEREAS, ALL DOCUMENTS AND RECORDS NEEDED TO PROCEED WITH ANNEXATION OF THE PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF SOMERSET HAVE BEEN RECEIVED AND APPROVED; AND</p> <p>WHEREAS, THE PROPERTIES MEET ALL REQUIREMENTS FOR ANNEXATION AS SET FORTH IN KRS AND ALL OTHER APPLICABLE LAW;</p> <p>NOW THEREFORE, BE IT ORDAINED BY THE CITY OF SOMERSET, KENTUCKY:</p> <p>SECTION 1. THAT THE PROPERTIES DESCRIBED IN THE ATTACHMENTS HERETO, AND INCORPORATED IN FULL BY REFERENCE, ARE HEREBY ANNEXED INTO THE CITY'S CORPORATE LIMITS. THE LEGAL ADDRESS(S) OF SAID PROPERTIES BEING:</p> <p>100 CANEY FORK ROAD, SOMERSET, KY (060-5-1-01)</p> <p>SECTION 2. THIS ORDINANCE SHALL TAKE EFFECT AFTER ITS PASSAGE AND UPON PUBLICATION BY LAW.</p> <p>FIRST READING: <u>Mar 11, 2015</u></p> <p>SECOND READING: <u>June 8, 2015</u></p> <p>APPROVED <u>[Signature]</u> EDWARD R. GIRDLER, MAYOR CITY OF SOMERSET, KENTUCKY</p> <p>ATTEST: <u>[Signature]</u> NICK BRADLEY, CITY CLERK</p>	<p>ANNEXATION REQUEST FORM</p> <p><u>Richard K. Cundiff</u> FORMALLY REQUEST ANNEXATION OF MY PROPERTY LOCATED AT <u>100 Country Club Dr.</u> INTO THE CITY OF SOMERSET.</p> <p>I ALSO REQUEST THAT THE 60 DAY WAITING PERIOD BE WAIVED.</p> <p>I ALSO REQUEST THAT THIS PROPERTY BE ZONED <u>R-3</u>.</p> <p>SINCERELY, <u>Richard K. Cundiff</u> DATE <u>3-9-2015</u></p> <p>15-09 6-8-15</p>
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Mr. Burnett moved to approve the above Ordinance No. #15-09 regarding annexation of 100 Caney Fork Road 060-5-1-01. Mr. Burdine seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Eastham, Mr. Burdine, Mrs. Stringer, Mr. Wheeldon, Mr. J. Eastham, and Mr. Girdler.

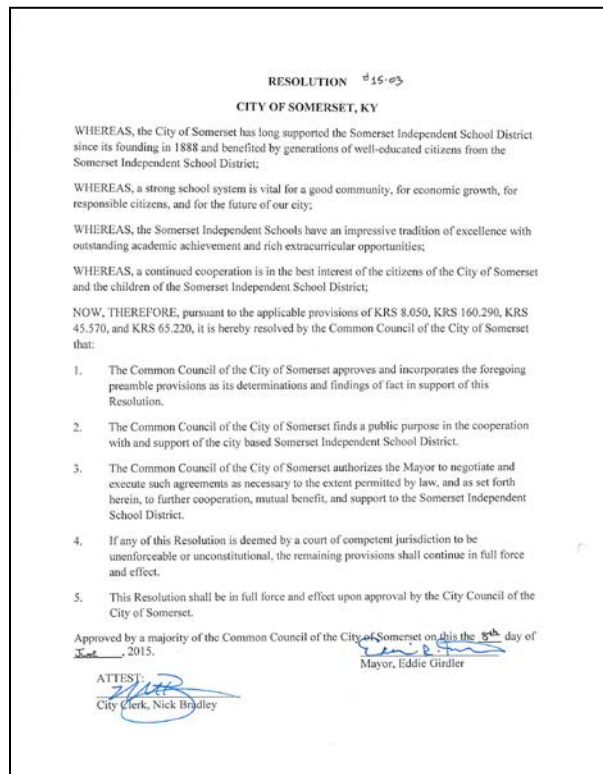
Second reading was given the following Ordinance No. #15-10:

<p>ORDINANCE NUMBER 15-10</p> <p>AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, ANNEXING BY CONSENT PROPERTIES AS DESCRIBED BELOW AND IN ATTACHMENTS TO THIS ORDINANCE, SAID ATTACHMENTS INCORPORATED IN FULL BY REFERENCE HEREIN; AND</p> <p>WHEREAS, ANNEXATION REQUEST FORMS HAVE BEEN SUBMITTED BY THE PROPERTY OWNER, CUNDIFF SQUARE TOWN CENTER, LTD., AND THE FORMS HAVE BEEN ACCEPTED BY THE CITY AS COMPLETED; AND THE PROPERTY OWNER HAVING WAIVED THE 60 DAY WAITING PERIOD BY AND THROUGH SAID ANNEXATION REQUEST FORMS, SAID FORM HAVING BEEN SIGNED BY THE OWNER AND/OR AN AUTHORIZED AGENT OF THE OWNER, SAID FORMS MADE PART OF THE ATTACHMENTS TO THIS ORDINANCE AND THEREFORE ARE INCORPORATED IN FULL HEREIN BY REFERENCE; AND</p> <p>WHEREAS, ALL DOCUMENTS AND RECORDS NEEDED TO PROCEED WITH ANNEXATION OF THE PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF SOMERSET HAVE BEEN RECEIVED AND APPROVED; AND</p> <p>WHEREAS, THE PROPERTIES MEET ALL REQUIREMENTS FOR ANNEXATION AS SET FORTH IN KRS AND ALL OTHER APPLICABLE LAW;</p> <p>NOW THEREFORE, BE IT ORDAINED BY THE CITY OF SOMERSET, KENTUCKY:</p> <p>SECTION 1. THAT THE PROPERTIES DESCRIBED IN THE ATTACHMENTS HERETO, AND INCORPORATED IN FULL BY REFERENCE, ARE HEREBY ANNEXED INTO THE CITY'S CORPORATE LIMITS. THE LEGAL ADDRESS(S) OF SAID PROPERTIES BEING:</p> <p>CANEY FORK ROAD, SOMERSET, KY (060-5-1-02) CANEY FORK ROAD, SOMERSET, KY (060-0-0-17)</p> <p>SECTION 2. THIS ORDINANCE SHALL TAKE EFFECT AFTER ITS PASSAGE AND UPON PUBLICATION BY LAW.</p> <p>FIRST READING: <u>Mar 11, 2015</u></p> <p>SECOND READING: <u>June 8, 2015</u></p> <p>APPROVED <u>[Signature]</u> EDWARD R. GIRDLER, MAYOR CITY OF SOMERSET, KENTUCKY</p> <p>ATTEST: <u>[Signature]</u> NICK BRADLEY, CITY CLERK</p>	<p>ANNEXATION REQUEST FORM</p> <p><u>Cundiff Square Town Center LTD</u> formally request annexation</p> <p>Of my property located at <u>Highway 39 (PVA 060-5-1-02) J16L</u> into the City of Somerset.</p> <p>I also request that the 60 day waiting period be waived.</p> <p>I am requesting that my property be zoned <u>R-3</u>.</p> <p>Sincerely, <u>[Signature]</u> <u>Clarence K. Cundiff</u></p> <p>Date <u>10/22/14</u></p> <p>15-10 6-8-15</p>
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Mr. New moved to approve the above Ordinance No. #15-10 regarding annexation of two Caney Fork Road properties 060-5-1-02, 060-0-0-17. Mr. J. Eastham seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Eastham, Mr. Burdine, Mrs. Stringer, Mr. Wheeldon, Mr. J. Eastham, and Mr. Girdler.



Mr. Wheeldon moved to approve the following Resolution #15-03 general agreement with Somerset Independent School District. Mr. New seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. New, Mrs. Hunley, Mr. Minton, Mr. Mitchell, Mr. Bourne, Mr. Burnett, Mr. T. Eastham, Mr. Burdine, Mrs. Stringer, Mr. Wheeldon, Mr. J. Eastham, and Mr. Girdler.



First reading was given the following Ordinance No. #15-11:

<p>ORDINANCE NO. 15-11</p> <p>AN ORDINANCE ADOPTING THE CITY OF SOMERSET, KENTUCKY ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016 ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS OF THE CITY OF SOMERSET, KENTUCKY; AND ADOPTING THE 2015-2016 FISCAL YEAR WATER AND WASTEWATER RATE STRUCTURE; AND REVIEWING AND APPROVING THE CITY’S CURRENT PAY AND CLASSIFICATION PLAN; AND REVIEWING AND APPROVING THE CITY’S ALCHOHOL BEVERAGE CONTROL REGULATORY LICENSE FEE RATE STRUCTURE; ALL WHICH SHALL BE IN EFFECT UPON ADOPTION OF THIS ORDINANCE AND THEREAFTER THE DATE OF PUBLICATION BY LAW, UNLESS OTHERWISE STATED HEREIN;</p>
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<p><u>RESOLUTION</u>    #45-04</p> <p>Incorporated City of SOMERSET</p> <p>Resolution adopting and approving the execution of a Municipal Aid Co-op Program Contract between the Incorporated City and the Commonwealth of Kentucky, Transportation Cabinet, Department of Rural and Municipal Aid for the fiscal year beginning July 1, 2015, as provided in the Kentucky Revised Statutes and accepting all streets referred to therein as being streets which are a part of the Incorporated City.</p> <p>Be it resolved by the Legislative Body of the Incorporated City that:</p> <p>The Legislative Body of the Incorporated City does hereby accept all streets referred to in said Contract as being city streets which are a part of the Incorporated City; and</p> <p>The Legislative Body of the Incorporated City does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in said Contract and does hereby accept said Contract and by such acceptance agrees to all the terms and conditions therein stated; and</p> <p>The Chief Executive Officer of the said Incorporated City is hereby authorized and directed to sign said Contract as set forth on behalf of the Legislative Body of SOMERSET , and the City Clerk of SOMERSET is hereby authorized and directed to certify thereto.</p>  <p style="text-align: center;">Page 7 of 8</p>	<p>The vote taken on said Resolution, the result being as follows:</p> <table border="0" style="width: 100%;"> <thead> <tr> <th style="text-align: left;"><u>AYES</u></th> <th style="text-align: right;"><u>NAYS</u></th> </tr> </thead> <tbody> <tr> <td><u>Mr. New</u></td> <td style="text-align: right;"><u>Mr. Bower</u></td> </tr> <tr> <td><u>Mrs. Huxley</u></td> <td style="text-align: right;"><u>Mrs. Stuller</u></td> </tr> <tr> <td><u>Mr. Martin</u></td> <td style="text-align: right;"><u>Mr. Underhill</u></td> </tr> <tr> <td><u>Mr. Morrison</u></td> <td style="text-align: right;"><u>Mr. T. Eason</u></td> </tr> <tr> <td><u>Mr. Rouse</u></td> <td style="text-align: right;"><u>Mr. Dinger</u></td> </tr> <tr> <td><u>Mr. Burnett</u></td> <td></td> </tr> </tbody> </table> <p>COMMONWEALTH OF KENTUCKY ) SS: INCORPORATED CITY OF SOMERSET</p>  <p>I, <u>Nicholas E. Bogdanov</u>, City Clerk of SOMERSET certify that the foregoing is a true copy of the Order above. Given under my hand and seal of office this the <u>8th</u> day of <u>June</u>, 2015.</p> <p>SIGNED _____ CLERK OF SOMERSET</p>  <p style="text-align: center;">Page 8 of 8</p>	<u>AYES</u>	<u>NAYS</u>	<u>Mr. New</u>	<u>Mr. Bower</u>	<u>Mrs. Huxley</u>	<u>Mrs. Stuller</u>	<u>Mr. Martin</u>	<u>Mr. Underhill</u>	<u>Mr. Morrison</u>	<u>Mr. T. Eason</u>	<u>Mr. Rouse</u>	<u>Mr. Dinger</u>	<u>Mr. Burnett</u>	
<u>AYES</u>	<u>NAYS</u>														
<u>Mr. New</u>	<u>Mr. Bower</u>														
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<u>Mr. Rouse</u>	<u>Mr. Dinger</u>														
<u>Mr. Burnett</u>															

No action taken in executive session.

There being no further business the meeting adjourned.

ATTEST: \_\_\_\_\_  
CITY CLERK