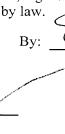


## MINUTES OF MEETING HELD OCTOBER 13, 2008

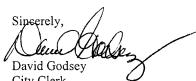
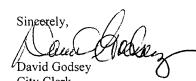
The Common Council of the City of Somerset, Kentucky met in a regular session on Monday October 13, 2008 at 7:00 p.m. with the following present: Mayor Eddie Girdler. Council Members: Pat Bourne, Jerry Burnett, Tim Rutherford, Jim Rutherford, Linda Stringer, James Eastham, Steve Kelley, Jerry Girdler, David Childers, Donna Hunley, and John Minton. City Attorney Carrie Wiese and Deputy City Clerk Sharon Stevenson. Absent: Council Member Jim Mitchell.

Mr. T. Rutherford moved to approve the minutes of the last regular meeting held on September 22, 2008, along with the reports to be approved as mailed. Mr. Kelley seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, Mr. Childers, Mrs. Hunley, and Mr. Minton.

Mr. T. Rutherford moved to approve the following Resolution # 08-01 authorizing the lease agreement with Ross Sinclair & Associates for a roll off truck for the Sanitation Department. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, Mr. Childers, Mrs. Hunley, and Mr. Minton.

<p><b>RESOLUTION NO. 08-01</b></p> <p>A RESOLUTION APPROVING A LEASE FOR THE FINANCING OF A PROJECT AND AUTHORIZING THE EXECUTION OF VARIOUS DOCUMENTS RELATED TO SUCH LEASE.</p> <p>WHEREAS, the governing body of the City of Somerset, Kentucky (the "Lessee") has the power, pursuant to Section 65.940 et seq. of the Kentucky Revised Statutes to enter into lease agreements with or without the option to purchase in order to provide for the use of property for public purposes;</p> <p>WHEREAS, the governing body of the Lessee (the "Governing Body") has previously determined, and hereby further determines, that the Lessee is in need of the Project, as defined in the Lease hereinafter described;</p> <p>WHEREAS, the Governing Body has determined and hereby determines that it is in the best interests of the Lessee that the Lessee and the Kentucky Area Development Districts Financing Trust (the "Lessor") enter into a Lease Agreement (the "Lease") for the leasing by the Lessee from the Lessor of the Project;</p> <p>NOW THEREFORE, BE IT ORDERED AND RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSET:</p> <p>Section 1. <u>Recitals and Authorization.</u> The Lessee hereby approves the Lease Agreement (the "Lease") and all Collateral Documents, as defined in the Lease, each in substantially the form presented to this Governing Body. It is hereby found and determined that the Project identified in the Lease is public property to be used for public purposes. It is further determined that it is necessary and desirable and in the best interests of the Lessee to enter into the Lease for the purposes therein specified, and the execution and delivery of the Lease and all representations, certifications and other matters contained in the Closing Memorandum with respect to the Lease, or as may be required by the Lessor prior to delivery of the Lease, are hereby approved, ratified and confirmed. The Mayor and City Clerk of the Lessee are hereby authorized to execute the Lease, together with such other agreements or certifications which may be necessary to accomplish the transaction contemplated by the Lease.</p> <p>Section 2. <u>Investment of Funds.</u> Ross, Sinclair &amp; Associates, LLC, as Program Administrator, is hereby authorized to direct the Trustee to invest funds on deposit under the Lease in such manner, subject to all legal limitations, as will, in the Program Administrator's judgment, produce the most favorable financial result for the Lessee.</p> <p>Section 3. <u>Severability.</u> If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.</p> <p>Section 4. <u>Sunshine Law.</u> This Governing Body hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Governing Body, and that all deliberations of this governing Body and of its committees, if any,</p>	<p>which resulted in formal action, were in meetings open to the public, in full compliance with applicable legal requirements.</p> <p>Section 5. <u>Conflicts.</u> All resolutions, orders or parts thereof in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed and the provisions of this Resolution shall prevail and be given effect.</p> <p>Section 6. <u>Effective Date.</u> This Resolution shall take effect from and after its passage, as provided by law.</p> <p>INTRODUCED, SECONDED AND ADOPTED, at a duly convened meeting of the Governing Body, held on October 13, 2008, signed by the Mayor of the Lessee, attested by the City Clerk, filed and indexed as provided by law.</p> <p>By:  Eddie Girdler Mayor</p> <p>ATTEST: By:  David Childers City Clerk</p>
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Mr. Bourne moved to refund the following amounts paid on 2007 City taxes: Virginia Hawkins 201 Fairway, Somerset, KY 42503 in the amount of \$59.38 for a homestead exemption. Roy Taylor P O Box 373, Somerset KY 42502 in the amount of \$59.38 for a homestead exemption. George Mills 201 Ohio Street, Somerset KY 42501 in the amount of \$59.38 for a homestead exemption. Mr. Eastham seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, Mr. Childers, Mrs. Hunley, and Mr. Minton.

<p align="center"><b>City of Somerset</b></p> <p>Eddie R. Girdler Mayor David Godsey City Clerk</p> <p>400 East Mt. Vernon Street P.O. Box 989 SOMERSET, KENTUCKY 42502 (606)679-6366 (606)679-2481 (FAX)</p> <p align="center"></p> <p>October 8, 2008</p> <p>Somerset City Council City Hall 400 E. Mt. Vernon Street Somerset, Kentucky 42501</p> <p>Dear Councilors:</p> <p>I am writing on behalf of <u>George &amp; Mary Mills</u> 201 Ohio Street Somerset, KY 42501 who is requesting a refund on their previously paid 2007 City taxes. Mr. T.W. Todd, Property Valuation Administrator, has issued a credit slip for a homestead exemption in the amount of <u>\$31,400</u>. The amount of refund due is <u>\$59.38</u>. Thank you.</p> <p>Sincerely,</p> <p> David Godsey City Clerk</p> <p align="center"><i>Refund of Mills, George &amp; Mary</i></p> <p>To DAVID GODSEY, School Tax Collector Credit <u>201 Ohio St. 01</u> Address <u>201 Ohio St. 01</u> \$ <u>31,400</u> Real Estate, <u>Personal</u> VALUATION <u>89</u> who has been assessed for Somerset City School Taxes for the year <u>2007</u> The reasons for this credit are <u>No - qualified</u> Date <u>9-26-08</u> By <u>D. Godsey</u> PVA</p>	<p align="center"><b>City of Somerset</b></p> <p>Eddie R. Girdler Mayor David Godsey City Clerk</p> <p>400 East Mt. Vernon Street P.O. Box 989 SOMERSET, KENTUCKY 42502 (606)679-6366 (606)679-2481 (FAX)</p> <p align="center"></p> <p>October 8, 2008</p> <p>Somerset City Council City Hall 400 E. Mt. Vernon Street Somerset, Kentucky 42501</p> <p>Dear Councilors:</p> <p>I am writing on behalf of <u>Roy Taylor</u> P.O. Box 373 Somerset, KY 42502 who is requesting a refund on their previously paid 2007 City taxes. Mr. T.W. Todd, Property Valuation Administrator, has issued a credit slip for a homestead exemption in the amount of <u>\$31,400</u>. The amount of refund due is <u>\$59.38</u>. Thank you.</p> <p>Sincerely,</p> <p> David Godsey City Clerk</p> <p align="center"><i>Refund of Taylor, Roy</i></p> <p>To DAVID GODSEY, School Tax Collector Credit <u>5259000-01</u> Address <u>P.O. Box 373</u> \$ <u>31,400</u> Real Estate, <u>Personal</u> VALUATION <u>89</u> who has been assessed for Somerset City School Taxes for the year <u>2007</u> The reasons for this credit are <u>Roy City Refund</u> Date <u>10-1-08</u> By <u>D. Godsey</u> PVA</p>
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Equal Opportunity Employer M/F/D (606)678-5176 (TDD)

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<p align="center"><b>City of Somerset</b></p> <p>Eddie R. Girdler Mayor David Godsey City Clerk</p> <p>400 East Mt. Vernon Street P.O. Box 989 SOMERSET, KENTUCKY 42502 (606)679-6366 (606)679-2481 (FAX)</p> <p align="center"></p> <p>October 8, 2008</p> <p>Somerset City Council City Hall 400 E. Mt. Vernon Street Somerset, Kentucky 42501</p> <p>Dear Councilors:</p> <p>I am writing on behalf of <u>Virginia Hawkins</u> 201 Fairway Somerset, KY 42503 who is requesting a refund on their previously paid 2007 City taxes. Mr. T.W. Todd, Property Valuation Administrator, has issued a credit slip for a homestead exemption in the amount of <u>\$31,400</u>. The amount of refund due is <u>\$59.38</u>. Thank you.</p> <p>Sincerely,</p> <p> David Godsey City Clerk</p> <p align="center"><i>Refund of Virginia Hawkins</i></p> <p>To DAVID GODSEY, School Tax Collector Credit <u>2007</u> Address <u>201 Fairway</u> \$ <u>31,400</u> Real Estate, <u>201 persons</u> VALUATION <u>89</u> who has been assessed for Somerset City School Taxes for the year <u>2007</u> The reasons for this credit are <u>Qualified for</u> Date <u>9-13-08</u> By <u>David Godsey</u> PVA</p>
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Equal Opportunity Employer M/F/D (606)678-5176 (TDD)

Mr. J. Rutherford moved to set the hours for Halloween from 6-8pm on October 31, 2008. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, Mr. Childers, Mrs. Hunley, and Mr. Minton.

Mr. Childers moved to approve the upgrading of the weather siren controllers so that 911 can control and activate all sirens at a cost of \$5,600. Mr. Bourne seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Bourne, Mr. Burnett, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Eastham, Mr. Kelley, Mr. Girdler, Mr. Childers, Mrs. Hunley, and Mr. Minton.

**federal**  
FIELD SERVICES L.L.C.

230 East Main Street • Plainfield, IN 46168 • 317.837.3155

**ESTIMATE ONLY**

ATTN: Tiger Robinson  
ENTITY: Pulaski County EMA  
RE: Upgrade Weather Siren Controllers  
DATE: April 28, 2008

QUANTITY	DESCRIPTION	TOTAL
2	Upgrade Siren Controller	
	Includes the following: Remove existing non-functioning siren controller. Furnish and install new Federal Signal model FCU siren controller with UHF radio receiver, connect to existing Federal siren controller (assumes siren is in working condition) connect to existing receive antenna, program and tune new controller to existing Pulaski Co. tones and frequency.	
	<b>TOTAL</b>	<b>\$5,600.00</b>

- Terms of Sale: Net 15 days.
- Only those items listed above are included in the quoted price.
- Any permits and/or licenses are by the customer.
- Quote is valid for 30 days.

We appreciate the opportunity to provide you with an estimate on this project. This price is based on the information provided at the time of the estimate via telephone. No site visit has been made at this time. If you have any questions concerning the proposal, please do not hesitate to call me at my office in Wauseon, OH at (419) 335-1800

Respectfully,

*Dan Bodette*  
Dan Bodette  
Representative  
Federal Field Services

There being no further business the meeting adjourned.

**APPROVED** \_\_\_\_\_  
**MAYOR**

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