

MINUTES OF MEETING HELD OCTOBER 24, 2011

The Common Council of the City of Somerset, Kentucky met in a regular session on Monday, October 24, 2011 at 7:00 p.m. with the following present: Mayor Eddie Girdler. Council Members: Jerry Burnett, Tom Eastham, Jim Rutherford, Linda Stringer, Jerry Wheeldon, Mark Beasley, Jerry Girdler, Mike New, Donna Hunley, and John Minton. City Attorney Carrie Wiese and City Clerk David Godsey. Absent: Council Members Pat Bourne, and Jim Mitchell.

Mr. Wheeldon moved to approve the minutes of the regular meeting held on October 10, 2011 along with the reports as mailed. Mr. New seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Burnett, Mr. Eastham, Mr. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, and Mr. Minton.


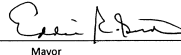
Mr. Burnett moved to go into executive session for possible land acquisition. Mr. Wheeldon seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Burnett, Mr. Eastham, Mr. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, and Mr. Minton.

No action taken in executive session.

Mr. Wheeldon moved to authorize the Mayor and City Clerk to purchase two properties in downtown Somerset not to exceed \$240,000. The first being Meece Hardware in the amount of \$175,000 and the second being Mike Tuckers property, amount to be determined. Mr. Eastham seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Burnett, Mr. Eastham, Mr. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, and Mr. Minton.

Mr. New moved to approve the Entertainment Permit from Jump-A-Rooz upon approval from State and Health Officials and the City Building Inspector. Mr. Beasley seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Burnett, Mr. Eastham, Mr. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, and Mr. Minton.

Mr. Wheeldon moved to approve the following Resolution of intent for annexation to proceed. Mr. Eastham seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Burnett, Mr. Eastham, Mr. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, and Mr. Minton.

Eddie R. Girdler Mayor	City of Somerset 400 East Mt. Vernon Street P.O. Box 989 SOMERSET, KENTUCKY 42502 (606)679-6368 (606)679-2481 (FAX)	
<p style="text-align: center;">RESOLUTION</p>		
<p>WHEREAS, the City of Somerset is approaching the limits of growth and development; and</p> <p>WHEREAS, the City of Somerset, as a city of only 11,000 persons, cannot continue to provide growth and job development without expansion of population; and</p> <p>WHEREAS, the City of Somerset is confronting the serious problem of not being able to provide any additional services for economic growth of our community; and</p> <p>WHEREAS, other municipalities in the county are in the process of annexing unincorporated areas and have mutually agreed to allow the City of Somerset to determine its' future in regards to annexation prior to a final decision on their municipal decisions; and</p> <p>WHEREAS, the City of Somerset has determined that the most feasible course of action for the City and economic future growth is to annex; and</p> <p>WHEREAS, any said annexation will not take effect until after March 1, 2012 to avoid any confusion as to persons seeking City Council positions through the current ward procedure.</p> <p>NOW THEREFORE, the City Council of the City of Somerset does hereby adopt this Resolution approving and authorizing the process of annexation of unincorporated areas as generally prepared and ready for annexation.</p> <p>Adopted this _____ day of October, 2011.</p> <p style="text-align: center;"> Mayor</p> <p>_____ City Clerk</p>		
<p style="text-align: center;"><small>Equal Opportunity Employer M/F/D (606)678-5178 (TDD)</small></p>		

Mr. New moved to approve the following Emergency Management Mutual Aid and Assistance Agreement. Mr. Rutherford seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. Burnett, Mr. Eastham, Mr. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, and Mr. Minton.

5/21/2002

COMMONWEALTH OF KENTUCKY STATEWIDE
EMERGENCY MANAGEMENT MUTUAL AID AND
ASSISTANCE AGREEMENT

This agreement, endorsed by the Kentucky Division of Emergency Management, is between each local entity in the Commonwealth of Kentucky that officially approves and adopts the agreement and thereby becomes a party to the agreement. Each party agrees to execute the agreement and provide mutual aid and assistance to other parties under the terms and conditions contained herein.

WHEREAS, the Commonwealth of Kentucky is geographically vulnerable to a variety of emergencies and disasters; and

WHEREAS, the Commonwealth of Kentucky through its Division of Emergency Management recognizes the importance of having each local entity respond in a coordinated and efficient manner to restore the public safety, health, and welfare of a community stricken by an emergency or disaster; and

WHEREAS, the Commonwealth of Kentucky wishes to encourage each local entity in Kentucky to become a party to this agreement to ensure the statewide availability of mutual aid and assistance to disaster or emergency-stricken communities as quickly, efficiently and effectively as possible; and

WHEREAS, under the Kentucky Revised Statutes, a local entity entering into a mutual aid and assistance agreement may include provisions for the furnishing and exchanging of supplies, equipment, facilities, personnel and services; and

WHEREAS, each local entity that has chosen to become a party to this agreement wishes to provide mutual aid and assistance to other parties in time of emergency or disaster;

NOW, THEREFORE, ALL PARTIES TO THIS AGREEMENT AGREE AS FOLLOWS:

SECTION 1. DEFINITIONS

"Agreement" means the Commonwealth of Kentucky Statewide Emergency Management Mutual Aid and Assistance Agreement.

"Aid and assistance" means personnel, equipment, facilities, services, supplies and other resources.

"Authorized representative" means the employee of a party, who has been authorized in writing by that party, to request, to offer, or to otherwise provide aid and assistance under the terms of this agreement.

"Disaster" means any incident or situation declared as such by executive order of the Governor, or the President of the United States pursuant to federal law, as a result of an occurrence or imminent threat of widespread or severe damage, injury or loss of life or property, resulting from any natural, technological, or man-made emergency situation, including incidents caused by accident, military or paramilitary cause.

"Emergency" means any incident or situation which poses a major threat to public safety so as to cause, or threaten to cause, loss of life, serious injury, significant damage to property, or major harm to public health or the environment and which a local emergency response agency determines is beyond its capabilities.

"Local emergency declaration" means the written document signed by the chief executive officer of a local entity that specifies and attests that a disaster or emergency has occurred and the resulting emergency situation is beyond the capability of the local entity to manage using all local resources within its geographical limits.

"Local emergency management agency" means the organizational unit of a city, county, urban-county, or charter county government, created pursuant to Kentucky Revised Statutes Chapter 39B, with primary

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Mr. Wheeldon moved to approve the following Resolution of Adoption of the LCADD Regional Hazard Mitigation Plan. Mr. Beasley seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. Burnett, Mr. Eastham, Mr. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, and Mr. Minton.

CITY OF SOMERSET, (PULASKI COUNTY), KENTUCKY
Resolution No. _____
Resolution of Adoption of the
Lake Cumberland Area Development District Regional Hazard Mitigation Plan

WHEREAS, certain areas of the City of Somerset, Kentucky are subject to periodic flooding, tornadoes, severe winter storms, severe thunderstorms, and landslides and other natural hazards that have potential to cause damages to people and properties within the area; and

WHEREAS, the City of Somerset desires to prepare and mitigate for such natural hazards; and

WHEREAS, under the Disaster Mitigation Act of 2000, the United States Federal Emergency Management Agency (FEMA) requires that local jurisdictions have in place a FEMA-approved Hazard Mitigation Action Plan as a condition of receipt of certain future Federal mitigation funding after November 1, 2004; and

WHEREAS, the Lake Cumberland Area Development District Regional Hazard Mitigation Plan was developed in accordance with the regulations of the Disaster Mitigation Act of 2000 and the guidance provided by the Federal Emergency Management Agency; and

WHEREAS, the City of Somerset fully participated in the FEMA-prescribed mitigation planning process to prepare this Multi-Hazard Mitigation Plan; and

WHEREAS, the Kentucky Division of Emergency Management and Federal Emergency Management Agency, Region IV officials have reviewed the Lake Cumberland Area Development District Regional Hazard Mitigation Plan 5 Year Update (September, 2011) and approved it contingent upon this official adoption of the participating governments and entities;

WHEREAS, to assist cities and counties in meeting this requirement, the Lake Cumberland Area Development District has facilitated the development of a multi-jurisdictional Hazard Mitigation Plan covering member jurisdictions of the Lake Cumberland Area Development District including, the City of Somerset, Kentucky;

NOW, therefore be it resolved that the City of Somerset City Council hereby:

- Adopts those portions of the Lake Cumberland Area Development District Regional Hazard Mitigation Plan that pertains to the City of Somerset, Kentucky; and
- Vest the Lake Cumberland Area Development District Regional Hazard Mitigation Committee, Local County/City Hazard Mitigation Subcommittees and local emergency management officials with the responsibility and authority to:
 - Inform all concerned parties of this action.
 - Develop an addendum to this Hazard Mitigation Plan if the jurisdictions unique situation warrants such an addendum.
- Directs the Lake Cumberland Area Development District Regional Hazard Mitigation Committee to assure that the Hazard Mitigation Plan be reviewed according the Plan Maintenance Procedures in Section 3.5 of the plan and that any needed adjustment to the plan be developed and presented to the Pulaski County's Local County/City Hazard Mitigation Committee and to the City of Somerset City Council for consideration.
- Agrees to consider any other official actions as may be reasonably necessary to carry out the objectives of the Lake Cumberland Area Development District Regional Hazard Mitigation Action Plan for the City of Somerset, Kentucky and Lake Cumberland Area Development District Region.

Adopted on: _____

Certified by: _____
Eddie Girdler, Mayor

Attested by: _____

Date: _____

Mr. Beasley moved to approve the following refund requests. James Hieronymus in the amount of \$48.04, Lewis and Katherine Woodall in the amount of \$48.04. Mr. Rutherford seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. Burnett, Mr. Eastham, Mr. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Beasley, Mr. Girdler, Mr. New, Mrs. Hunley, and Mr. Minton.

There being no further business the meeting adjourned.

APPROVED: _____
MAYOR

ATTEST: _____
CITY CLERK