MINUTES OF MEETING HELD SEPTEMBER 14, 2009

The Common Council of the City of Somerset, Kentucky met in a regular session on Monday, September 14, 2009, at 7:00 p.m. with the following present: Mayor Eddie Girdler. Council Members: Jim Mitchell, Pat Bourne, Tim Rutherford, Jim Rutherford, Linda Stringer, Jerry Wheeldon, Steve Kelley, Jerry Girdler, Mike New, Donna Hunley, and John Minton. City Clerk David Godsey. Absent: City Attorney Carrie Wiese and Council Member Jerry Burnett.

Mr. Mitchell moved to approve the minutes of the regular meeting held on August 24, 2009, along with the reports as mailed. Mr. Bourne seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Mitchell, Mr. Bourne, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Kelley, Mr. Girdler, Mr. New, Mrs. Hunley, and Mr. Minton.

Second reading was given the following Ordinance 09-13:

	ORDINANCE NO. 09-13	
	THIS ORDINANCE NUMBER 09-13 FIXING THE TAX LEVY, AD VALOREM, FRANCHISE TAX, AND TAX FOR THE CITY OF SOMERSET, KENTUCKY, FOR THE FISCAL YEAR BEGINNING JULY 1, 2009 AND ENDING JUNE 30, 2010 PROVIDING PENALTY AND INTEREST FOR NON-PAYMENT.	
	BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY:	
	SECTION 1. That for the purpose of providing income for general municipal expenses for the City of Somerset, Kentucky, for the fiscal year beginning July 1, 2009 and ending Juna 30, 2010 is hereby levide an ad valorem of sixteen point one cents (161) on each hundred dollars (\$100.00) of taxable property within the city limits of Somerset, Kentucky.	
	SECTION 2. That the sixteen point one cents (.161) ad valorem on each one hundred dollars (\$100.00) of taxable property within the city limits of Somerset, Kentucky, levied shall be deposited in the general fund account and shall be used to pay on general expenses incidental to the operation of the city government.	
• • * *	SECTION 3. That for the purpose of providing income for general municipal expenses for the City of Somerset, Kentucky for the fiscal year beginning July 1, 2009 and ending Juna 30, 2010 there is hereby levical at ax of sixteen point one cents (161) on each hundred dollars (\$100.00) on personal property, tangible and intangible of franchise holders as determined by the Department of Revenue within the city limits of Somerset, Kentucky.	
	SECTION 4. The sixteen point one cents (.161) on each one hundred dollars (\$100.00) for franchise property within the city limits of Somerset, Kentucky, shall be deposited in the general fund account and is to be used to pay on expenses incidental to the operation of city government.	
	SECTION 5. That a one percent (.01%) discount shall be allowed on each one dollar (\$1.00) collected before November 1, 2009.	
	SECTION 6. That there shall be added to and collected a penalty of twenty percent $(.20\%)$ and interest of six percent $(.06\%)$ per annum upon each one dollar $($11.00)$ of all taxes herein provided for and unpaid after January 1, 2010 until such time that said taxes are paid.	
	SECTION 7. This Ordinance is to become in full force and effect on and after its approval and passage according to law.	
	FIRST READING (Lug, 24, 2009 SECOND READING (14, 14, 2009) ATTEST: August Andrew Color & Down	

Mr. Wheeldon moved to approve the above Ordinance # 09-13 on its second reading regarding setting the property tax rate. Mr. Bourne seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Mitchell, Mr. Bourne, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Kelley, Mr. Girdler, Mr. New, Mrs. Hunley, and Mr. Minton.

Second reading was given the following Ordinance 09-14:

	ORDINANCE NO. 09-14
TAX: SETT TAX FOR T FORTH EN	ANCE IMPOSING A BANK FRANCHISE AND LOCAL DEPOSIT FING FORTH TIME TABLES FOR THE COLLECTION OF SUCH THE YEAR 2009 AND ALL SUBSEQUENT YEARS: AND SETTING FFORCEMENT PROCEDURES, INCLUDING PENALTIES FOR THE ION OF DELINQUENT TAXES.
BE IT ORD KENTUCKY	DAINED BY THE CITY COUNCIL OF THE CITY OF SOMERSET, Y AS FOLLOWS:
Chapter 136, the 2009 tax	1: There is hereby imposed on all "financial institutions" as defined in KRS located within the corporate limits of the City of Somerset, Kentucky, for year and all subsequent years, a franchise tax at the rate of 0.025% on all lefined in KRS Chapter 136, maintained by such financial institutions.
SECTION 2 institutions no two percent (31 of each ye	to later than December 1 of each year. Payment of the tax shall be due with a (.2%) discount by December 31 of each year, or without discount by January
SECTION 3 property asses	3: The City of Somerset, Kentucky, shall have a lien for taxes on the sssed for taxes to the extent allowed under KRS 134-420.
June 30, 201 subsequent ta	HI taxes due in accordance with these sections which are not paid before for the tax year 2009, or which are not paid before January 31, for all ax years shall be deemed delinquent and shall be subject to a penalty of all bear interest at the rate of .6% per annum.
General Fun	5: All moneys collected pursuant to these sections shall be paid into the d of the City to be used for the payment of proper expenditures as y the City Council.
SECTION 6 Commissione	: The City Clerk is hereby directed to send a copy of their Ordinance to the er of the Kentucky Department of Revenue, Frankfort, Kentucky.
FIRST REA	DING_ <u>Quest 24</u> _2009
SECOND RE	EADING September 14, 2009
ATTEST. CITY CLER	Mayor Eacin & Guilen

Mr. Kelley moved to approve the above Ordinance # 09-14 on its second reading regarding setting the bank franchise tax rate. Mr. New seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Mitchell, Mr. Bourne, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Kelley, Mr. Girdler, Mr. New, Mrs. Hunley, and Mr. Minton.

Mr. Wheeldon moved to go into executive session for possible property purchase. Mrs. Stringer seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Mitchell, Mr. Bourne, Mr. T. Rutherford, Mr. J. Rutherford, Mrs. Stringer, Mr. Wheeldon, Mr. Kelley, Mr. Girdler, Mr. New, Mrs. Hunley, and Mr. Minton.

No action taken in executive session.

There being no further business the meeting adjourned.

APPROVED

MAYOR

ATTEST:

CITY CLERK