

**MINUTES OF MEETING HELD APRIL 8, 2019**

The Common Council of the City of Somerset, Kentucky met in a work session at 6 p.m. with no action taken and a regular meeting on Monday April 8, 2019 at 7:00 p.m. with the following present: Council Members; David Godsey, Amanda Bullock, Tom Eastham, David Burdine, Brian Dalton, Jerry Wheeldon, Jimmy Eastham, Mike New, Donna Hunley, John Minton, Jim Mitchell, Mayor Alan Keck, City Attorney John Adams, and City Clerk Nick Bradley. Absent; Jerry Girdler.

Mr. Wheeldon moved to approve the minutes of the regular meeting held on March 25, 2019 along with reports as mailed. Mr. T. Eastham seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Godsey, Ms. Bullock, Mr. T. Eastham, Mr. Burdine, Mr. Dalton, Mr. Wheeldon, Mr. J. Eastham, Mr. New, Mrs. Hunley, Mr. Minton, and Mr. Mitchell.

Mr. Mitchell made a motion to approve the following Ordinance No. 19-06: Amending Ordinance Number 17-23, An Interlocal Agreement Providing for the Somerset Pulaski County Economic Development Authority ("SPEDA"), To Allow Employees of SPEDA to "Opt Out" of State Government Retirement Systems. Mr. T. Eastham seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Godsey, Ms. Bullock, Mr. T. Eastham, Mr. Burdine, Mr. Dalton, Mr. Wheeldon, Mr. J. Eastham, Mr. New, Mrs. Hunley, Mr. Minton, and Mr. Mitchell.

**ORDINANCE NO. 19-06**

AN ORDINANCE AMENDING ORDINANCE NO. 17-23, KNOWN AS THE CITY'S ADOPTION OF AN INTERLOCAL AGREEMENT PROVIDING FOR THE SOMERSET PULASKI COUNTY ECONOMIC DEVELOPMENT AUTHORITY ("SPEDA"), TO ALLOW EMPLOYEES OF SPEDA TO "OPT OUT" OF STATE GOVERNMENT RETIREMENT SYSTEMS.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY:

That Ordinance No. 17-23, an ordinance governing the City's participation in the Somerset Pulaski County Economic Development Authority, "SPEDA", is hereby amended by:

- I. Allowing a change to the Interlocal Agreement between the City and the County of Pulaski whereby Paragraph 4.3, which now requires SPEDA employees to be part of a Kentucky Retirement System, to allow SPEDA employees to opt out and seek other non state sponsored retirement plans.

FIRST READING March 25, 2019

SECOND READING April 8, 2019

Approved: \_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
City Clerk

Mr. New made a motion to approve the following Ordinance Number 19-07: Governing the City of Somerset's Participation in the Kentucky Fire Commission Incentive Pay Program under KRS 95A.250. Mr. Burdine seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Godsey, Ms. Bullock, Mr. T. Eastham, Mr. Burdine, Mr. Dalton, Mr. Wheeldon, Mr. J. Eastham, Mr. New, Mrs. Hunley, Mr. Minton, and Mr. Mitchell.

**ORDINANCE NO. 19-07**

AN ORDINANCE GOVERNING THE CITY OF SOMERSET'S PARTICIPATION IN THE KENTUCKY FIRE COMMISSION INCENTIVE SUPPLEMENTAL PAY PROGRAM UNDER KRS 95A.250

Whereas the Kentucky Fire Commission offers a voluntary program under Kentucky Revised Statute 95A.250 for qualifying local governments and their fire departments, whereby each professional firefighter can receive a pay supplement to maintain the professional firefighter's training and readiness;

Whereas the local government must express its intent to participate and agree to its responsibilities under the program;

Whereas the program has regulations and requirements that participating professional fire department must meet or exceed, And;

Whereas the City of Somerset has not participated in the program for years prior to this Ordinance.

**BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY:**

1. The City of Somerset expresses its intent to participate in the Kentucky Fire Commission supplemental pay program described by KRS 95A.250 (hereinafter "the program").
2. The Somerset Fire Department shall take all reasonable measures to meet or exceed the programs requirements.
3. The Mayor, City Council, and Staff, collectively "the City", at the City of Somerset shall take all reasonable measures to support the Somerset Fire Department in meeting the programs requirements.
4. Should the Fire Department and the City fail to take reasonable measures to meet, or maintain the status of having met, the regulations and requirements of the program; then good faith belief in the failure must be shown.
5. The City of Somerset shall apply for and seek participation in the program, if it has not by the promulgation of this ordinance.
6. The City shall remain a participant in the program so long as this ordinance governs with legal effect and should the City seek to withdraw from the program, then this ordinance must be properly repealed.

FIRST READING March 25, 2019      SECOND READING April 9, 2019

Approved: \_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
City Clerk

Mr. Wheeldon made a motion to approve the following Ordinance Number 19-08: Amending the City of Somerset, Kentucky Annual Budget for the Fiscal Year Beginning July 1, 2018 and Ending June 30, 2019 Estimating Revenues and Resources and Appropriating Funds of the City of Somerset, Kentucky. Mr. Burdine seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Godsey, Ms. Bullock, Mr. T. Eastham, Mr. Burdine, Mr. Dalton, Mr. Wheeldon, Mr. J. Eastham, Mr. New, Mrs. Hunley, Mr. Minton, and Mr. Mitchell.

ORDINANCE NUMBER 19-02

AN ORDINANCE AMENDING THE CITY OF SOMERSET, KENTUCKY ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2018 AND ENDING JUNE 30, 2019 ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS OF THE CITY OF SOMERSET, KENTUCKY.

WHEREAS, AN ANNUAL BUDGET HAS BEEN ADOPTED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY; AND

WHEREAS, THE COMMON COUNCIL HAS RECEIVED PROPOSED BUDGET CHANGES AND HAS MADE NECESSARY MODIFICATIONS;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY:

SECTION 1. THAT THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2018 AND ENDING JUNE 30, 2019 IS HEREBY AMENDED AS FOLLOWS:


	REVENUE	EXPENDITURES
GENERAL FUND	\$16,982,745.00	\$16,982,745.00
CEMETERY FUND	\$106,825.00	\$106,825.00
SANITATION SERVICE	\$4,214,843.00	\$4,214,843.00
GAS SERVICE	\$17,536,200.00	\$17,536,200.00
WATER SERVICE	\$8,797,500.00	\$8,797,500.00
WASTEWATER	\$7,655,030.00	\$7,655,030.00
WATER PARK	\$1,505,593.00	\$1,505,593.00
FUEL CENTER	\$1,548,100.00 <del>\$973,100.00</del>	\$1,548,100.00 <del>\$973,100.00</del>
TRAVEL AND TOURISM	\$291,800.00	\$291,800.00
PARKS AND REC	\$1,723,100.00	\$1,723,100.00
EMS	\$6,687,900.00	\$6,687,900.00
TOTAL ALL FUNDS	\$67,049,636.00 <del>\$66,474,636.00</del>	\$67,049,636.00 <del>\$66,474,636.00</del>


SECTION 2.

THIS ORDINANCE SHALL TAKE EFFECT AFTER ITS APPROVAL AND UPON THE DATE OF PUBLICATION UNLESS STATED OTHERWISE IN THE BODY OF THIS ORDINANCE.

FIRST READING March 25, 2019

SECOND READING April 8, 2019

APPROVED   
ALAN KIECK, MAYOR  
CITY OF SOMERSET, KENTUCKY

ATTEST   
NICK BRADLEY, CITY CLERK

Mr. Mitchell made a motion to approve the following Resolution Number 19-02: April, 2019 Fair Housing Month. Mr. Wheeldon seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Godsey, Ms. Bullock, Mr. T. Eastham, Mr. Burdine, Mr. Dalton, Mr. Wheeldon, Mr. J. Eastham, Mr. New, Mrs. Hunley, Mr. Minton, and Mr. Mitchell.

**City of Somerset**  
**RESOLUTION OF THE CITY COUNCIL**

**FAIR HOUSING MONTH**

**WHEREAS,** Fair Housing is a right protected by Federal and State Laws; and

**WHEREAS,** Housing discrimination is illegal; and

**WHEREAS,** Fair Housing means persons may freely choose a place to live without regard to race, color, religion, sex, national origin, or because persons are disabled or have children in the family; and

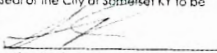
**WHEREAS,** Fair Housing laws apply to persons viewing or renting an apartment; viewing or purchasing a home; applying for a securing a home loan; or purchasing homeowners or renters insurance.

**NOW, THEREFORE,** the City Council of the City of Somerset KY does hereby resolve the month of April, 2019 as

**FAIR HOUSING MONTH**

in the City of Somerset KY recognizing the need for community education and awareness of fair housing.

**WITNESS, MY HAND** and the official Seal of the City of Somerset KY to be affixed this 8<sup>th</sup> day of April 2019.

  
Alan Keck, Mayor

Attested by:

  
Nick Braaloy

Mr. Burdine made a motion to approve the following Resolution Number 19-03: Kentucky Recover Community Development Block Grant Program. Mr. New seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Godsey, Ms. Bullock, Mr. T. Eastham, Mr. Burdine, Mr. Dalton, Mr. Wheeldon, Mr. J. Eastham, Mr. New, Mrs. Hunley, Mr. Minton, and Mr. Mitchell.

RESOLUTION NO. 613

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOMERSET, KENTUCKY, RELATING TO KENTUCKY RECOVERY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

**WHEREAS**, the City Council of Somerset, Kentucky, has been awarded a Small Cities Community Development Block Grant from the Commonwealth of Kentucky Department for Local Government for the purpose of providing public services for the Sky Hope Recovery Center and.

**WHEREAS**, it is necessary under the regulations of the Governor's Office of Local Development that the City Council approve activities related to the implementation of the project.

**THEREFORE, BE IT ORDERED** by the Somerset City Council that:

**Section 1.** The Mayor and City Attorney are authorized to provide signatures for any additional data or information necessary to assure funding for the City and hereby authorize the Mayor the authority to execute any and all items necessary to implement the project as required by the Governor's Office for Local Development in the amount of \$300,000.

**Section 2.** The City of Somerset accepts the responsibility to work with the Adanta Group to fund or seek funding from available sources should there be cost overruns incurred on the public services program.

**Section 3.** The City of Somerset will enter into a subrecipient agreement with the Adanta Group to assure operation of the project and Sky Hope Recovery Center where feasible.

This Order shall be in full force and effect upon reading and adoption by the City of Somerset Council.

DATE OF READING: April 8, 2019  
MOTION BY: David Burdette  
SECONDED BY: Mike Neal

VOTE: YES 15 NO 0

ATTEST:  
\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
MAYOR

First reading was given the following Ordinance Number 19-09: Amending Ordinance No. 00-18, Known as the City's Zoning Ordinance, and Altering the Zoning Map to Reflect Said Amendment, Based on the Finding of Fact made by the Planning and Zoning Board, and Based on Said Board's Recommendation of a Zone Change.

**ORDINANCE NO. 19 - 19**

AN ORDINANCE AMENDING ORDINANCE NO. 00-18, KNOWN AS THE CITY'S ZONING ORDINANCE, AND ALTERING THE ZONING MAP TO REFLECT SAID AMENDMENT, BASED ON THE FINDINGS OF FACT MADE BY THE PLANNING AND ZONING BOARD, AND BASED ON SAID BOARD'S RECOMMENDATION OF A ZONE CHANGE;

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY:

That Ordinance No. 00-18, known as the Zoning Ordinance, Somerset, Kentucky, is hereby amended by altering the Zoning Map in the following manner:

- I. By changing a boundary of land presently zoned R2 to B2, said property being more particularly described in Exhibit "A" attached hereto and incorporated herein in full by reference, specifically with an address located at 504 East University Drive, Somerset, KY, and having PVA Parcel # of 000-6-4-30.
- II. The City Clerk of the City of Somerset, Kentucky is hereby authorized to alter the Zoning Map to reflect said change(s).
- III. This Ordinance shall be in full force and effect from and after adoption and publication according to law.

FIRST READING Apr. 8, 2019

SECOND READING \_\_\_\_\_

Approved: \_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
City Clerk

There being no further business the meeting adjourned.

APPROVED:  \_\_\_\_\_  
MAYOR

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