

MINUTES OF MEETING HELD JULY 10, 2023

The Common Council of the City of Somerset, Kentucky met in a regular meeting on Monday July 10, 2023, at 6:00 p.m. with the following present: Council Members; David Burdine, Brian Dalton, Jerry Wheeldon, Jimmy Eastham, Robin Daughetee, Patrick Hunley, John Minton, Jim Mitchell, David Godsey, Amanda Bullock, Mayor Alan Keck, City Attorney John Adams, and City Clerk Nick Bradley. Absent: Jerry Girdler and Tom Eastham.

Mr. Mitchell moved to approve the minutes of the regular meeting held on June 26, 2023, along with reports as mailed. Mr. Wheeldon seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Burdine, Mr. Dalton, Mr. Wheeldon, Mr. J. Eastham, Mr. Daughetee, Mr. Hunley, Mr. Minton, Mr. Mitchell, Mr. Godsey, and Ms. Bullock.

Mr. Burdine made a motion to approve the following Ordinance Number 23-09: **AUTHORIZING THE FORMAL CLOSING, DECLARING SURPLUS, AND DISPOSAL TO THE SURROUNDING PROPERTY OWNER THE PART OF THE UNDEVELOPED CITY STREET CALLED "TARTER DRIVE" IN THE AREA OF WEST HIGHWAY 80, MARION DRIVE, AND THURMAN ROAD.** Mr. J. Eastham seconded the motion. Upon roll call the following Council Members voted "Aye": Mr. Burdine, Mr. Dalton, Mr. Wheeldon, Mr. J. Eastham, Mr. Daughetee, Mr. Hunley, Mr. Minton, Mr. Mitchell, Mr. Godsey, and Ms. Bullock.

ORDINANCE 23-09

AN ORDINANCE AUTHORIZING THE FORMAL CLOSING, DECLARING SURPLUS, AND DISPOSAL TO THE SURROUNDING PROPERTY OWNER THE PART OF THE UNDEVELOPED CITY STREET CALLED "TARTER DRIVE" IN THE AREA OF WEST HIGHWAY 80, MARION DRIVE, AND THURMAN ROAD.

WHEREAS, the following described street bed has been dedicated as a public street by reference to same in Plat Cabinet A, Slide 29 and possibly other records filed and of record in the Pulaski County Court Clerk's Office, but having never been developed and constituting a real estate encumbrance,

WHEREAS, the City of Somerset desires to acknowledge the dedication of said street so that same may be legally closed, declared surplus, and disposed by conveyance to the surrounding property owner as herein provided; and,

WHEREAS, all property owners who abut the public street, alley, or way have consented in writing to the proposed closing of the street; and,

NOW, THEREFORE, BE IT ORDAINED, by the City of Somerset, Kentucky, the following findings of fact are made with reference thereto:

1. The street to be closed is and described as follows: the undeveloped "Tarter Drive" (See Exhibit A) if dedicated merely to the City of Somerset is deemed and found to be surplus;
2. Written notice of the proposed closing was given by the property owner in or abutting the public street (See Exhibit B); and,
3. The property owners abutting the public street, being closed has given their written consent to the closing and a copy of the written consent is attached hereto (See Exhibit B); and,

Accordingly, based upon the findings of fact herein, it is hereby ORDERED and ORDAINED the public street, alley, or way described is hereby CLOSED, FOUND TO BE SURPLUS PROPERTY WITH NO USE TO THE CITY OF SOMERSET, AND MAY BE DISPOSED OF BY CONVEYANCE TO THE SURROUNDING PROPERTY OWNER. A copy of this Ordinance shall be filed of record in the Pulaski County Clerk's Office as required by KRS §2.405(2).

The foregoing Ordinance was read and presented to a regular meeting of the City Council of Somerset, Kentucky for the first reading on the 26th day of June 2023.

Motion by Councilperson Burdine, seconded by Councilperson J. Eastham, that the Ordinance be adopted as the law of the City of Somerset, Kentucky, to be effective immediately upon publication thereof as required by law.

FIRST READING: June 26, 2023

SECOND READING: July 10, 2023

APPROVED: 
ALAN KECK, MAYOR
CITY OF SOMERSET, KY

ATTEST: 
NICK BRADLEY, CITY CLERK

