



Hunley seconded the motion. Upon roll call the following Council Members voted “Aye”: Mr. Dalton, Mr. Wheeldon, Mr. J. Eastham, Mr. Girdler, Mr. Daughetee, Mr. Hunley, Mr. Minton, Mr. Mitchell, Mr. Godsey, Ms. Bullock, and Mr. T. Eastham.

Res. 24-17

RESOLUTION 24-17

A RESOLUTION APPROVING AND AUTHORIZING AN ASSISTANCE AGREEMENT BETWEEN THE CITY OF SOMERSET, KENTUCKY AND THE KENTUCKY INFRASTRUCTURE AUTHORITY TO PROVIDE UP TO \$4,000,000 FROM FUNDS (FOR PROJECTS) SUBJECT TO THE

WHEREAS, the City Council (the "Mayor and City Clerk") of the City of Somerset, Kentucky, (the "Borrower") has previously determined that it is in the public interest to acquire and construct certain facilities and improvements (the "Project") to the Borrower's wastewater system (the "System"), and

WHEREAS, the Borrower has made application to the Kentucky Infrastructure Authority (the "Authority") for the purpose of providing assistance to construct the Project, and

WHEREAS, in order to obtain such assistance, the Borrower is required to enter into an Assistance Agreement with the Authority (the "Assistance Agreement");

NOW, THEREFORE, IT IS RESOLVED by the City of Somerset, Kentucky, as follows:


SECTION 1 That the Governing Authority hereby approves and authorizes the Assistance Agreement between the Borrower and the Authority regarding Project Number 2022-044 (and substantially in the form on file with the Borrower) for the purpose of providing the necessary financing to the Borrower for the Project.

SECTION 2 That the Mayor and City Clerk of the Borrower, and hereby are authorized, directed, and empowered to execute necessary documents, agreements, and to otherwise act on behalf of the Borrower to effect such financing.

SECTION 3 That this resolution shall take effect at the earliest time provided by law.

ADOPTED on August 12, 2024

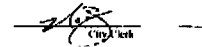
  
Mayor

Attest  
  
City Clerk

CERTIFICATE

I, the undersigned, hereby certify that I am the duly qualified and acting City Clerk of the City of Somerset, Kentucky (the "Borrower"); that the foregoing is a full, true and correct copy of a Resolution adopted by the governing authority of the Borrower at a meeting duly held on August 12, 2024, that the official action appears on a matter of public record in the official records or journal of the governing authority; that the meeting was held in accordance with all applicable requirements of Kentucky law, including Sections 61.005 to 61.430, inclusive, of the Kentucky Revised Statutes; that a quorum was present at the meeting; that the official action has not been modified, amended, rescinded, or repealed and is now in full force and effect.

IN TESTIMONY WHEREOF, witness my signature this 13<sup>th</sup> day of August 2024

  
City Clerk

First reading was given the following Ordinance Number 24-21: ANNEXING BY CONSENT PROPERTY AS DESCRIBED BELOW AND IN ATTACHMENTS TO THIS ORDINANCE, ATTACHMENTS INCORPORATED IN FULL BY REFERENCE HEREIN OF PVA LOT # 049-2-2-63.1.

ORDINANCE NUMBER 24-21

AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, ANNEXING BY CONSENT PROPERTY AS DESCRIBED BELOW AND IN ATTACHMENTS TO THIS ORDINANCE, ATTACHMENTS INCORPORATED IN FULL BY REFERENCE HEREIN, AND

WHEREAS, ANNEXATION REQUEST FORMS HAVE BEEN SUBMITTED BY THE PROPERTY OWNERS, AND THE FORMS HAVE BEEN ACCEPTED BY THE CITY AS COMPLETED, AND THE PROPERTY OWNERS EACH HAVING WAIVED THE SIXTY (60) DAY WAITING PERIOD, BY AND THROUGH THE ANNEXATION REQUEST FORM, SIGNED BY THE OWNER AND AN AUTHORIZED AGENT OF THE OWNER AND INCORPORATED IN FULL HEREIN BY REFERENCE, AND MADE PART OF THE ATTACHMENTS TO THIS ORDINANCE, AND

WHEREAS, ALL DOCUMENTS AND RECORDS NEEDED TO PROCEED WITH ANNEXATION OF THE PROPERTIES INTO THE CORPORATE LIMITS OF THE CITY OF SOMERSET, AND

WHEREAS, THIS DOCUMENT WAS SENT TO THE JUDGE EXECUTIVE AND COUNTY ATTORNEY OF PLASKEE COUNTY AFTER THE FIRST READING AND NOTICE UNDER 21 REGULAR SESSION SENATE RULE 141 AND

WHEREAS, THE PROPERTY MEETS ALL REQUIREMENTS FOR ANNEXATION AS SET FORTH IN KRS AND ALL OTHER APPLICABLE LAW

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

SECTION 1 NOTICE TO PLASKEE COUNTY FISCAL COURT WAS GIVEN AFTER THE FIRST READING AND 45 DAYS BEFORE THE SECOND READING

SECTION 4 THIS ORDINANCE SHALL TAKE EFFECT AFTER ITS PASSAGE AND PROMULGATION BY LAW

FIRST READING AUGUST 12, 2024

SECOND READING (NOT BEFORE SEPTEMBER 26, 2024)

APPROVED: ANDREW RUCK, MAYOR CITY OF SOMERSET, KY

ATTEST: NIKOLAUS V. CHRYSLER

SECTION 1 THAT THE PROPERTY DESCRIBED BELOW IN ATTACHMENTS IS BELIEVED TO BE WHOLLY ANNEXED INTO THE CITY'S CORPORATE LIMITS...
SECTION 2 THE SUBJECT PROPERTY SHALL BE ZONED D2 AS IT IS BOUNDARY WITH A RETAIL BUILDING IN TWO COUNTY ATERIAL HIGHWAYS WEST 80 AND 914

Somerset DEPARTMENT OF HOUSING, BUILDINGS AND CONSTRUCTION Planning & Zoning Commission 300 East Market Street P.O. Box 369 Somerset, KY 40382 Phone: 606-625-6314 Fax: 606-627-0260 www.cityofsomerset.com

ANNEXATION REQUEST FORM

I, Nick Bialik, Mayor of Somerset, KY, formally request annexation

of my property located at 2415 W. Hwy 80, Somerset, KY

into the City of Somerset.

I also request that the 60-day waiting period be waived.

I also request that this property be zoned D2.

[Signature]

07/18/24 Date

P.O. BOX 280 240 SOUTH LANE 21400000 17 4000



PLASKEE COUNTY, KY 40382 FAX: 606-627-0260

EXHIBIT "A"

City of Somerset Annexation Ordinance No. 24-21

A certain tract of land lying adjacent to the existing City Limits of Somerset (Ordinance No. 17-06, 17-07, 17-08 & 17-09) and 17-10, being on the western edge of right of way of Hwy 80 and the southern edge of right of way of Hwy 914, Platte County, Kentucky and is more particularly described as follows:

Commencing at an iron pin located at the intersection of the western edge of right of way of Hwy 914, a line commencing at the intersection of Hwy 80 and Hwy 914, being a common corner to Parcel 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.



First reading was given the following Ordinance Number 24-22: IMPOSING A BANK FRANCHISE AND LOCAL DEPOSIT TAX; SETTING FORTH TIME TABLES FOR THE COLLECTION OF SUCH TAX FOR THE YEAR 2024 AND ALL SUBSEQUENT YEARS; AND SETTING FORTH ENFORCEMENT PROCEDURES, INCLUDING PENALTIES FOR THE COLLECTION OF DELINQUENT TAXES.

**ORDINANCE NO. 24-22**

**AN ORDINANCE IMPOSING A BANK FRANCHISE AND LOCAL DEPOSIT TAX; SETTING FORTH TIME TABLES FOR THE COLLECTION OF SUCH TAX FOR THE YEAR 2024 AND ALL SUBSEQUENT YEARS; AND SETTING FORTH ENFORCEMENT PROCEDURES, INCLUDING PENALTIES FOR THE COLLECTION OF DELINQUENT TAXES.**

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

**SECTION 1:** There is hereby imposed on all "financial institutions" as defined in KRS Chapter 136, located within the corporate limits of the City of Somerset, Kentucky, for the 2024 tax year and all subsequent years, a franchise tax at the rate of 0.025% on all deposits, as defined in KRS Chapter 136, maintained by such financial institutions.

**SECTION 2:** The City of Somerset, Kentucky will issue tax bills to financial institutions no later than December 1 of each year. Payment of the tax shall be due with a two percent (2%) discount by December 31 of each year, or without discount by January 11 of each year.

**SECTION 3:** The City of Somerset, Kentucky, shall have a lien for taxes on the property assessed for taxes to the extent allowed under KRS 136-420.

**SECTION 4:** All taxes due in accordance with these sections which are not paid before June 10, 2024 for the tax year 2024, or which are not paid before January 31, for all subsequent tax years shall be deemed delinquent and shall be subject to a penalty of 20% and shall be so collect at the rate of 0% per annum.

**SECTION 5:** All moneys collected pursuant to these sections shall be paid into the General Fund of the City to be used for the payment of proper expenditures as determined by the City Council.

**SECTION 6:** The City Clerk is hereby directed to send a copy of their Ordinance to the Commissioner of the Kentucky Department of Revenue, Frankfort, Kentucky.

FIRST READING August 12, 2024

SECOND READING August 26, 2024

ATTEST:

CITY CLERK \_\_\_\_\_ MAYOR \_\_\_\_\_

First reading was given the following Ordinance Number 24-23: FIXING THE TAX LEVY, AD VALOREM, FRANCHISE TAX, AND TAX FOR THE CITY OF SOMERST, KENTUCKY, FOR THE FISCAL YEAR BEGINNING JULY 1, 2024 AND ENDING JUNE 30, 2025 PROVIDING PENALTY AND INTEREST FOR NON-PAYMENT.

ORDINANCE NO. 24-23

THIS ORDINANCE NUMBER 24-23 FIXING THE TAX LEVY, AD VALOREM, FRANCHISE TAX, AND TAX FOR THE CITY OF SOMERSET, KENTUCKY, FOR THE FISCAL YEAR BEGINNING JULY 1, 2024 AND ENDING JUNE 30, 2025 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, 2024 and ending June 30, 2025 a hereby levied an ad valorem of thirteen cents (13¢) on each hundred dollars (\$100.00) of taxable property within the city limits of Somerset, Kentucky.

SECTION 2. That the thirteen cents (13¢) 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 the general expenses incidental to the operation of the city government.

SECTION 3. That for the purpose of providing income for providing municipal expenses for the City of Somerset, Kentucky for the fiscal year beginning July 1, 2024 and ending June 30, 2025 there is hereby levied a tax of thirteen cents (13¢) on each hundred dollars (\$100.00) on private property, tangible and intangible, of franchise holders as determined by the Department of Revenue within the city limits of Somerset, Kentucky.

SECTION 4. The thirteen cents (13¢) 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 to be used to pay the expenses incidental to the operation of the government.

SECTION 5. That a two percent (2%) discount shall be allowed on each one dollar (\$1.00) collected before November 1, 2024.

SECTION 6. That there shall be added to and collected a penalty of twenty percent (20%) and interest of six percent (6%) per annum upon each one dollar (\$1.00) of all taxes hereon provided for and unpaid after January 1, 2025 until such time that said taxes are paid.

SECTION 7. This Ordinance shall become its full force and effect on and after its approval and passage according to law.

FIRST READING August 12, 2024 SECOND READING August 26, 2024

ATTEST:

CITY CLERK

MAYOR

There being no further business the meeting was adjourned at 6:53 p.m.

APPROVED:

MAYOR

ATTEST:

CITY CLERK