

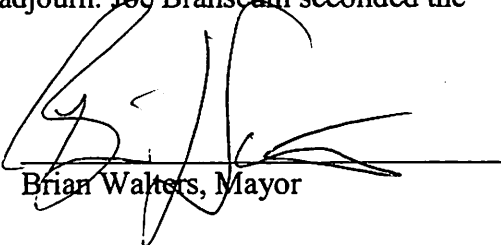
July 10, 2006

The Russell Springs City Commission held a special called meeting this date at 6:00 p.m. In attendance were Terry Russell, Darry McElroy, Janice Blair, Greg Wells, Wade Daffron, Olbie Foley, Denver Wilson, Dale Garner, Sherry Daniel, Adam Daniel, Sharon McCubbin, Joe Irvin, Wanda Burton, Betty Wheat, Sharon Hill, Jacky Burton, Ray Barrett, Joe Branscum, Carla Grider, Eric Selby, Matthew DeHart, Brian Walters and Wendy Burton.

1. Mayor Brian Walters called the meeting to order.
2. Eric Selby made the motion to accept the minutes of June 29 and June 30 as written. Ray Barrett seconded the motion. Motion carried 5-0.
3. Mayor Walters informed the Commission that Joe Branscum's resignation will be effective July 13; time to appoint on the Commission's behalf. Ray Barrett asked whether the appointee would run for election in the fall? Mayor Walters said that was the agreement that we had; a gentleman's word, for the best interest. Mayor Walters said that running for election in the fall couldn't be mandated. City Attorney Matthew DeHart said at the will of the Commission, as long as they are eligible to hold office. Ray Barrett asked would a person who has filed for office have an edge over someone who hasn't filed? City Attorney DeHart said the Commission can nominate who they choose. Eric Selby recommended Kelly Morrow; lives in town, Businessman, has an interest in filling the position for the remainder of the year. Carla Grider recommended Sharon McCubbin; ran for Mayor when Mayor Walters ran, received 343 votes from the people of the City, lives and was raised in the City and works at Stephens Pipe and Steel. Joe Branscum informed the Commission that he cannot vote on this issue per KRS 83A.040 (7).
4. Eric Selby made the motion to appoint Kelly Morrow as the Commissioner to fill Joe Branscum's position. Ray Barrett seconded the motion. Motion carried 3 ayes and 1 nay. Commissioner Branscum couldn't vote. Kelly Morrow will fill Joe Branscum's position.
5. Ray Barrett made the motion to enter executive session pursuant to KRS 61.810 (1) (c) for possible litigation and KRS 61.810 (1) (f) for personnel at 6:07 p.m. Eric Selby seconded the motion. Motion carried.
6. The Commission reconvened at 6:35 p.m. in open session with no action taken.
7. Carla Grider made the motion to partially reimburse Mayor Walters for attorney fees in the amount of \$10,000, case number 04-CR00108 the entire case was dismissed with prejudice. Joe Branscum asked City Attorney DeHart was this legal? Attorney DeHart informed the Commission that there is no case law regarding this issue; look at finding of guilt or admission of guilt in any of these criminal charges. The allegations made against Mayor Walters in 04 CR 00108 have all been dismissed with prejudice, not only charges have been dismissed, but the charges cannot be brought up again. Mr. Walters has made a claim to the

City; now the City must decide whether or not the claim is worth \$10,000 to settle the claim. Ray Barrett seconded the motion. Motion carried 4 ayes with Mayor Walters abstaining.

8. Mayor Walters announced that this was his final night as Mayor of Russell Springs, said he had submitted the proper letter to the Commission and asked for their acceptance of letter according to KRS 83A.040 (7) to be effective at the next regular scheduled meeting of the Russell Springs City Commission. Mayor Walters said it had been an honor for him to serve as Mayor for the last 3 ½ years; he asked for completion of the Senior Citizens Center along with cooperation with the Russell Springs Rays Swim Team which has 120 swimmers. Mayor Walters thanked everyone for their support and asked for restoration of unity in the community.
9. Mayor Walters made the motion to adjourn. Lee Branscum seconded the motion. Motion carried 5-0.



Brian Walters, Mayor

ATTEST: Wendy Burton
Wendy Burton, City Clerk