

The Franklin City Commission convened in **regular session** at 6:00 pm, Monday, **October 26, 2009**, in the Simpson County School Board meeting room, 430 S. College Street, Franklin, Kentucky. Member attendance as follows:

Mayor Herbert S. Williams	Present and in the chair presiding
Commissioner Jamie Powell	Present
Commissioner Mike Simpson	Present
Commissioner Wendell Stewart	Present
Commissioner Henry Stone	Present

Also present were City Manager, Jim Brown; City Attorney, Scott Crabtree; Assistant Police Chief, Captain Dallas Whiles; City Clerk, Kathy Stradtner; and several members of the public. F-S student Bobby Uhls was present to video tape the meeting. Members of the media, Keith Pyles from Franklin Favorite/WFKN and Jenna Mink from the Daily News, were present.

Honorable Mayor Herbert S. Williams called the meeting to order at 6:04 pm, and Commissioner Henry Stone offered an opening prayer.

APPROVAL OF MINUTES

Motion was made by Commissioner Stone and seconded by Commissioner Stewart, to approve the minutes from the October 12, 2009 regular Commission meeting. Ayes: All. Motion carried.

HEAR THE PUBLIC

Dan Darrell, resident of Scottsville, KY and employee of the U. S. Postal Service, appeared to ask the City Commission to support having the mail processing kept in Bowling Green. The U S Postal Service is planning to investigate re-location of the mail processing from Bowling Green to Nashville, TN and this change could jeopardize fifteen to thirty employees, delay delivery of first class mail by two to three days; and subsequently have a negative impact on Franklin operations. Mr. Darrell is requesting the Commission adopt a resolution in support of not relocating the processing of mail. After further comments, City Manager Brown requested a sample resolution be delivered to him for the Commission's consideration.

REGULAR BUSINESS

GENERAL GOVERNMENT

- **Discussion and/or Possible Action Regarding Award of Bids for Purchase of Handguns and Holsters for JAG Grant-Law Enforcement Protection Program**

In a memo to the Mayor and Commission, Community Development Director Tammie Carey discussed the Bureau of Justice Assistance Edward Byrne Memorial Justice Assistance Grant the City and County was awarded in July, 2009. City Manager Brown further discussed the \$18,764 grant which is to be used by the Franklin Police and Simpson County Sheriff Departments to purchase back up weapons and holsters. The items were advertised as separate items, and on October 23rd bids were opened for thirty-four each of handguns, ankle holsters, and sidearm holsters.

<u>Company</u>	<u>Description</u>	<u>Bid Amount</u>
Glock, Inc.	34 Handguns (.40 caliber)	\$434 each, Total \$14,756
Bluegrass Uniforms, Inc.	34 Ankle Holsters	\$61 each, Total \$ 2,074
Bluegrass Uniforms, Inc.	34 Sidearm Holsters	\$43 each, Total \$1,462

City Manager Brown is requesting the awarding of the bids to the respective bidders for a total of \$18,292. Of the items bid, twenty-four of each will be issued to the Franklin Police Department and ten of each issued to the Simpson County Sheriff's Department. **Motion** was made by Commissioner Powell and seconded by Commissioner Simpson to award bids for equipment as follows: thirty-four handguns from Glock, Inc. at the bid price of \$14,756, and award to Bluegrass Uniforms, Inc. the submittal for thirty-four ankle holsters and thirty-four sidearm holsters at the total bid price of \$3,536, and authorize the Mayor to sign any and all documents necessary to effectuate this motion. Ayes: All. Motion carried.

- **Discussion and/or Possible Action Regarding Lease with Franklin-Simpson Ambulance Board**

City Manager Brown discussed the lease of property to the Franklin-Simpson Ambulance Board; this matter was briefly discussed at a previous meeting. City Attorney Crabtree had prepared a ninety-nine year lease between the City and the Franklin-Simpson Ambulance Board for approximately 1.13 acres located on the east side of Macedonia Road between Veterans Memorial Drive and Kentucky Highway 1008 near the Franklin Fire Station No. 1. Following discussion, **motion** was made by Commissioner Stewart and seconded by Commissioner Powell to accept the ninety-nine year lease as prepared between the City of Franklin and the F-S Ambulance Board starting November 1, 2009, and further to authorize the mayor to sign any and all documents necessary to effectuate this motion. Ayes: All. Motion carried.

PUBLIC SERVICES

No business.

PUBLIC SAFETY

No business.

COMMUNITY SERVICES

No business.

UTILITIES

No business.

ORDINANCES

- **Second Reading of Amended Ordinance 220.600-10-2009 Establishing Franklin Recreational Commission and Levying Fee on all Recreational Business**

City Clerk Kathy Stradtner gave second summary reading to ordinance 220.600.10-2009 establishing the Franklin Recreation Commission and levying fee on all recreational business. **Motion** was by Commission Stewart and seconded by Commissioner Simpson to consider adoption of ordinance number 220.600-10-2009. During discussion each commissioner expressed their objections and concerns regarding this ordinance; expressed appreciation to the public for their input and suggestions; and pledged should adoption of this ordinance tonight fail and later such legislation again be requested for consideration that the document be re-evaluated to work better for the entire community. Question was called. Roll call vote: Commissioner Jamie Powell, No; Commissioner Mike Simpson, No.; Commissioner Wendell Stewart, No; Commissioner Henry Stone, No; Mayor Herbert S. Williams, No. Motion and ordinance failed.

- **First Reading of an Ordinance Amending Prior Ordinance Relating to Alcoholic Beverage Control**

City Clerk Kathy Stradtner gave first summary reading of an ordinance (numbered 220.500-10-2009) relating to alcoholic beverage control, specifically extending the hours allowing alcohol sales per Kentucky Revised Statute Chapters 241-244. The full and entire text of this ordinance is available at City Hall during normal business hours. Commissioner Stone expressed his opposition to this amending ordinance.

- **First Reading of Zone Change Ordinance**

City Clerk Kathy Stradtner give first summary reading of an ordinance (numbered 920.2-11-2009) rezoning approximately 57.91 acres of property from A1 to R-1, and an additional 21 acres from A-1 to R-2 with both properties fronting on Pleasant Valley Road and U.S. Highway 31-W and located south of Franklin Medical Center Hospital. The full and entire text of this ordinance is available at City Hall during normal business hours.

EXECUTIVE SESSION

Motion was made by Commissioner Stewart and seconded by Commissioner Simpson to enter in to executive session for the purpose of deliberations on acquisition, or sale, of real property where publicity would be likely to affect the value {KRS 61.810(b)}, discussion of proposed, or pending litigation {KRS 61.810(c)}, and discussions, or hearings, which might lead to the appointment, discipline, or dismissal of an individual {KRS 61.810(f)}. Ayes: All. Motion carried at 6:38 pm. Entering executive session were Mayor Williams and the four Commissioners, City Attorney Crabtree, and City Manager Brown.

At 6:50 pm those in executive session returned to the open meeting room, and **motion** was made by Commissioner Powell and seconded by Commissioner Stewart to close the executive session and return to open session. Ayes: All. Motion carried.

CITY ATTORNEY REPORTS

None

CITY MANAGER REPORTS

City Manager Brown updated the Commission on current City projects.

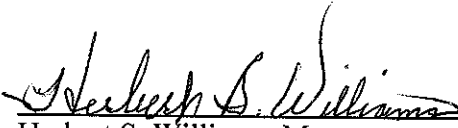
- Remind the public that Trunk or Treat activities sponsored by the Franklin United Methodist Church will begin at 6:00 pm on Saturday, October 31 on the Public Square
- A fatal error took place to the hydraulic pump on the Street Department Skid Steer Loader; this versatile piece of equipment also carries the bush mower that maintains retention basins, storm sewer ditches, and other City properties, and operates the street sweeper attachment that cleans up after repairs. The equipment is over five years old and fully depreciated; repairs have been estimated at \$11,400 plus. A new skid steer is estimated between \$35,000 and \$40,000. The funds are available in the Municipal Aid Fund should it become necessary to make the new purchase. If it becomes apparent the purchase is needed, quotes will be presented and may require an emergency purchase.
- On Friday of this week, the Kentucky Governor will be in Franklin to honor professional golfer Kenny Perry with a new road sign. The ceremony begins at approximately 10:00 am. The Governor is expected to be playing golf with Mr. Perry at his course, County Creek, located in south east Simpson County.
- Repairs to the face of the Water Treatment Plant are beginning to address the foundation failure. The job will require excavation.
- The program to locate water leaks within the distribution system is continuing; staff is considering the use of the leak location program offered by Kentucky Rural Water System. The service is free to members and would require City staff to accompany the investigator. City Manager Brown recommends investigation of an ongoing leak detection program.

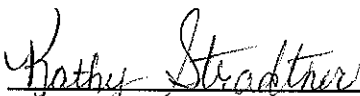
OTHER COMMISSION BUSINESS

Commissioner Stone wished to let the public know a grave side service will be held for former Councilman Joe "Smoe" Walker at Greenlawn Cemetery on Tuesday, October 27. Mr. Walker served on the City Council from 1982 thru 1987 and as a City Commissioner from 1990 thru 1996.

ADJOURNMENT

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to adjourn the City Commission meeting. Ayes: All. Motion carried at 7:00 pm.


Herbert S. Williams, Mayor


Kathy Stradtner, City Clerk