

**MINUTES OF REGULAR SESSION
OF THE
CITY OF FRANKLIN
CITY COMMISSION**

April 22, 2019

**City Hall
117 West Cedar Street
Franklin, Kentucky**

The Franklin, Kentucky City Commission met in Regular Session at 12:00 Noon, Monday, **April 22, 2019**, in the City Hall meeting room located at 117 West Cedar Street, Franklin, Kentucky.

Members attending were as follows:

Mayor Larry Dixon	Present
Commissioner Jamie Powell	Present
Commissioner Herbert Williams	Present
Commissioner Brownie Bennett	Present
Commissioner Wendell Stewart	Present

Others present included City Manager Kenton Powell; City Attorney Scott Crabtree; City Personnel Director/Deputy Clerk, Rita Vaughn; City Finance Director, Shaunna Cornwell; City Police Chief, Roger Solomon; Public Works Superintendent Chris Klotter; City Clerk, Cathy Dillard; F-S Human Rights Commission Director, Donzella Lee; Franklin Favorite/WFKN media representative, Keith Pyles; Trent Coffee, Wastewater Treatment Plant Superintendent; Daniel Reetzke, City Tax Collector; Water Treatment Plant Employees Johnie Skipworth, Jerry Farmer and Greg Duke; and, C.J. Bailey from the Kentucky Energy and Environment Cabinet.

Mayor Dixon called the meeting to order at 12:00 Noon, and Wilbur Powell of Southern Baptist Association offered the opening prayer.

APPROVAL OF MINUTES

Motion was made by Commissioner Powell and seconded by Commissioner Bennett to approve the minutes as presented of the April 8, 2019, regular meeting of the Franklin City Commission

Voting aye: All. Motion carried unanimously.

RECOGNITION

City Manager Kenton Powell introduced C. J. Bailey, Kentucky Division of Water Regional Representative. Mr. Bailey presented employees of the City's Water Treatment Plant with certificates of recognition for achieving full optimization in two of the Division of Water programs. Optimization programs promote excellence beyond regulatory requirements, provide safety factors for achieving compliance, provide increased public health protection and focus on improving operations without expensive capital improvements.

The City of Franklin is one of 144 surface water plants, of these 144 plants 62 participate in the optimization program. The City of Franklin was the only plant that met the optimization goals in the Disinfectant and Disinfection Byproducts Area-Wide Program in their region.

Mayor Dixon and the Commission expressed their gratitude for the continued commitment by all the employees at the Water Treatment Plant and commended them for attaining optimization.

COMMUNITY SERVICES

Community Development Director Tammie Carey asked the Commission to consider approval of submission of an application for funding to the Kentucky Transportation Cabinet Safe Routes to School grant program. This project would provide a sidewalk on the north side of Wildcat Way and a crosswalk on Main Street. The crosswalk on Main Street would include a refuse island in the center lane which would provide a protective barrier for crossing.

A cost estimate of the project is \$118,462.76, the grant program requires a 20% match by the City which would be \$23,692.00. In addition, the City would be responsible for any cost overruns.

Motion was made by Commissioner Bennett and seconded by Commissioner Powell to authorize the submission of an application for funding for the Kentucky Transportation Cabinet Safe Routes to School program, to approve a commitment for funding match in the amount of \$23,692.00 plus any cost overruns and to further authorize the Mayor to sign any and all documents necessary for this project.

Voting Aye: Aye. Motion carried unanimously.

GENERAL GOVERNMENT

City Manager Kenton Powell asked the Commission to consider approval of Resolution No. C-2019 approving the adoption of an Interlocal Purchasing Agreement with the County of Simpson for the purchase of asphalt, milling and/or resurfacing services. Approval of this agreement would allow the City and the County the opportunity to accept bid for and purchase these services at a potentially reduced price for both agencies.

Motion was made by Commissioner Stewart, seconded by Commissioner Williams and unanimously approved Resolution No. C-2019 as follows:

RESOLUTION NO. C-2019

**RESOLUTION TO APPROVE AND ADOPT
AN INTERLOCAL COOPERATIVE PURCHASING AGREEMENT
REGARDING THE PURCHASE OF ASPHALT, MILLING OR OTHER GOODS
OR SERVICES RELATING TO RESURFACING STREETS OR ROADS
WITH THE COUNTY OF SIMPSON, KENTUCKY**

WHEREAS, in an effort to save the taxpayers money, the Board of City Commissioners of the City of Franklin, Kentucky has determined that it is in the best interest of the citizens of Franklin, Kentucky to enter into an interlocal cooperative purchasing agreement with the County of Simpson regarding the purchase of asphalt, milling or other goods or services relating to resurfacing streets or roads that may be required from time to time by both the City of Franklin and the County of Simpson; and

WHEREAS, pursuant to KRS 65.250(2), the City Manager and the County Judge Executive, or his or her designees, shall be the administrators of this agreement; and

WHEREAS, the Board of Commissioners and the Fiscal Court extend to the other party the right to purchase pursuant to such bids and contracts to the extent permitted by law, and to the extent agreed upon between each party and the bidder, contractor, vendor, supplier or service provider; and

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners of the City of Franklin, Kentucky, as follows:

- 1. The Board of City Commissioners hereby finds and determines that it is in the best interest of the City of Franklin, Kentucky to enter into an Interlocal Cooperative Purchasing Agreement Regarding the Purchase of Asphalt, Milling or Other Goods or Services Relating to Resurfacing Streets or Roads with the County of Simpson, a copy of which is attached and incorporated hereto as Exhibit A, subject to the approval of the Kentucky Department for Local Government.*
- 2. The Mayor of the City of Franklin, Kentucky is hereby authorized and directed to sign any and all documents necessary to effectuate the intent of this Resolution.*

This resolution was adopted by a unanimous vote of the Board of City Commissioners of Franklin, Kentucky at a meeting held on April 22, 2019.

City Tax Collector Daniel Reetzke provided an update to the Commission regarding the recent rental activity audit. On March 4, 2019, over 200 requests were sent to property owners who own three or more residential properties or one commercial property who have not been complying with the occupational license requirements. As a result, approximately 75 accounts have been resolved resulting in over \$9,600.00 in revenue collected. The ordinance which requires the occupational license for rental property owners was adopted in 2008. Mr. Reetzke indicated that a follow up letter would be sent in early May.

UTILITIES

Wastewater Collections Superintendent Trent Coffee requested the Commission approve the purchase of a new HVAC unit for the Wastewater Treatment Plant. The cost to replace the unit was quoted as \$7,850.00 by Turney’s Heating & Cooling.

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to authorize the purchase of a new HVAC unit for the Wastewater Treatment Plant from Turney’s Heating & Cooling in the amount of \$7,850.00 and to further authorize the Mayor to sign any documents necessary for this purchase.

Voting Aye: All. Motion carried unanimously.

Public Works Director Chris Klotter asked the Commission to approve his recommendation for the acceptance of water, sewer, stormwater utilities and streets in The Willows subdivision. All utilities and streets have been inspected and any deficiencies have been corrected. The streets are as follows: Willows Drive, Cypress Drive and Wittland Drive (extension.) Acceptance of these services include a one year warranty on the utilities and streets effective beginning today.

Motion was made by Commissioner Bennett and seconded by Commissioner Powell to accept water, sewer, stormwater utilities and streets in The Willows subdivision on Willows Drive, Cypress Drive and Wittland Drive (extension) subject to the one year warranty from the Developer on the utilities and streets beginning April 22, 2019, and to further authorize the Mayor to sign any and all documents necessary for this acceptance.

Voting Aye: All. Motion carried unanimously.

ORDINANCES

City Clerk Cathy Dillard provided second summary reading of Ordinance No. 2019-012 entitled: *An Ordinance Amending a Prior Ordinance Establishing a Code of Ethical Conduct Applicable to the Officers and Employees of the City and City Agencies.*

Motion was made by Commissioner Stewart and seconded by Commissioner Powell to approve Ordinance No. 2019-012 and unanimously approved by the following roll call vote:

Mayor Dixon	<u>Aye</u>
Commissioner Powell	<u>Aye</u>
Commissioner Williams	<u>Aye</u>
Commissioner Bennett	<u>Aye</u>
Commissioner Stewart	<u>Aye</u>

EXECUTIVE SESSION

At 12:34 PM, motion was made by Commissioner Williams and seconded by Commissioner Bennett to enter into Executive Session for the purpose of:

- (1) LAND ACQUISITION – Deliberations on the future acquisition or sale of real property by a public agency where publicity would be likely to affect the value of a specific piece of property to be acquired for public use or sold by a public agency {KRS 61.810(1)(b)};

(2) LITIGATION – Discussion of proposed or pending litigation {KRS 61.810(1)(c)}

(3) PERSONNEL – Discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee or member {KRS 61.810(1)(f)}

Voting Aye: All. Motion carried unanimously.

Entering Executive Session were Mayor Dixon; Commissioners Powell, Bennett, Williams and Stewart; City Manager Kenton Powell; City Attorney Scott Crabtree and Police Chief Roger Solomon.

Chief Solomon exited Executive Session at 12:41 PM.

At 1:34 PM, motion was made by Commissioner Bennett and seconded by Commissioner Stewart to exit Executive Session and return to open session.

Voting Aye: All. Motion carried unanimously.

OTHER COMMISSION BUSINESS

After reviewing the continued need for full time inspector positions at the Franklin-Simpson Planning and Zoning Commission and the budgetary constraints of the County and the City, it has been determined that there is no longer a need for these positions to be full time. This has been made even more clear since the electrical inspector position went from a full time to a contract position in recent months. Therefore, the City has agreed to join with the County in restructuring the program and positions. The City and County have invited the existing building inspector to submit a proposal for the soon to be newly created contract position.

Motion was made by Commissioner Bennett and seconded by Commissioner Powell that effective July 1, 2019, due to the reasons stated in the discussions, the City moves to eliminate the Franklin-Simpson Planning and Zoning Commission full-time building inspector position and advertise and hire/contract with a duly qualified independent contractor for the building inspector position.

Voting Aye: All. Motion carried unanimously.

City Manager Kenton Powell asked the Commission to consider an alternative resolution to maintenance of the flags on Highway 100 East. Mr. Powell contacted some the local non-profit organizations but determined that he would like to personally volunteer to take responsibility for maintenance and upkeep of these flags.

Commissioners Stewart, Bennett and Williams agreed that maintenance and upkeep of these flags would honor all veterans but asked if the Commission would be willing to approve the City to maintain the flags if Kenton Powell was unable to do so.

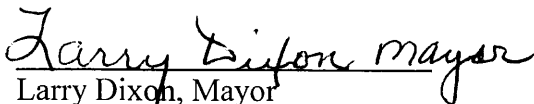
Motion was made by Commissioner Powell and seconded by Commissioner Bennett to approve the City of Franklin to maintain the upkeep of the flags located on Highway 100 East.


Voting Aye: All. Motion carried unanimously.

ADJOURNMENT

At 1:52 PM, motion was made by Commissioner Powell and seconded by Commissioner Bennett to adjourn the regular meeting of the Franklin City Commission.

Voting Aye: All. Motion carried unanimously.


Larry Dixon, Mayor
City of Franklin, Kentucky


Cathy Dillard, City Clerk
City of Franklin, Kentucky