

The Franklin City Commission convened in regular session at 6:00 pm, Monday, June 27, 2011, in the Simpson County School Board meeting room, 430 S. College Street, Franklin, Kentucky. Member attendance as follows:

Mayor Ronnie Clark	Present and in the chair presiding
Commissioner Mason Barnes	Present
Commissioner Larry Dixon	Present
Commissioner Jamie Powell	Present
Commissioner Henry Stone	Present

Others present included City Manager, Kenton Powell; City Attorney, Scott Crabtree; Police Chief, Todd Holder; City Clerk, Kathy Stradtner; City Finance Director, Cendy Dodd; F-S school videographer, Bobby Uhls; and Franklin Favorite/WFKN media representative; Keith Pyles. Human Rights board member Donzella Lee entered the meeting late.

Honorable Mayor Ronnie Clark called the meeting to order at 6:01 pm and Commissioner Mason Barnes offered an opening prayer.

#### APPROVAL OF MINUTES

Motion was made by Commissioner Powell and seconded by Commissioner Barnes to approve the minutes from the June 13, 2011 regular Commission meeting. Ayes: All. Motion carried unanimously.

#### HEAR THE PUBLIC

None

#### REGULAR BUSINESS

#### GENERAL GOVERNMENT

- **Discussion and/or Possible Action Regarding Letter from Mayor to New or Expanding Business**

On occasion the City is contacted by new or expanding business requesting tax incentives/benefits from the Commonwealth of Kentucky and the City. Drafts of proposed letters to use when responding were included in this meeting's packet.

*On behalf of the City Commission of the City of Franklin, we want to welcome you to our community! We are thrilled that you chose our community in which to locate your business, and we look forward to a great partnership in the future.*

*As you know, the City of Franklin supported your KBI Incentive Package through the Kentucky Economic Development Cabinet and committed our occupational fee of one percent to be returned to your company for a period of 10 years, and we are more than happy to commit these monies to assist in your investment in our community. We would like to respectfully request that, as you hire your new employees, you consider hiring at least fifty percent (50%) of your new employee from our residents in the City of Franklin. As you know, during these tough economic times, we are interested in not only locating new industry in our community, but also in assisting our citizens and residents in obtaining employment as well.*

*Again, welcome to our community! Any help you can provide with employing our citizens would be greatly appreciated, and we look forward to along and prosperous relationship together.*

*On behalf of the City Commission of the City of Franklin, we want to thank you for your additional investment in our community! We are thrilled that you chose to expand your business in our community, and we look forward to a continued great partnership in the future.*

*As you know, the City of Franklin supported your KBI Incentives Package through the Kentucky Economic Development Cabinet and committed our occupational fee of one percent to be returned to your company for a period of 10 years, and we are more than happy to commit these monies to assist in your investment in our community. We would like to respectfully request that, as you hire your new employees, you consider hiring at least fifty percent (50%) of your new employees from our residents in the City of Franklin. As you know, during these tough economic times we are not only interested in helping our industries, but also in assisting our citizens and residents in obtaining employment as well.*

*Again, thank you for your choice to expand your company in our community! Any help you can provide with employing our citizens would be greatly appreciated, and we look forward to continuing to work together in the future. As always, if the City can be of any assistance to you, please do not hesitate to call me.*

Following discussion, comments were to include information on services the City offers; consensus was such a document is a positive idea. No formal action was taken.

- **Discussion / Update Regarding Abandoned Urban Property**

City Attorney Crabtree included an update in this meeting's agenda packet on the Abandoned Urban Property project. After adoption of the Abandoned Urban Property Ordinance, approximately sixty-one (61) notices to property owners stating that property their owned would be subject to the Abandoned Urban Property Ordinance. Since that time, two properties were removed from the list that, after reviewing in detail and talking to the owners, clearly was not in violation of the ordinance. Nine parcels have requested an appeal to the Code Enforcement Board (CEB), and staff is attempting to get a hearing(s) scheduled. We have also had two property owners pay their back taxes in full, and another has made payment arrangements to catch up their back taxes. Five (5) property owners have requested time to renovate/improve their properties. We have, in general, allowed the property owner through the end of August to make whatever renovations they can to the property to see if they can remove the property from the list. The remaining forty-two properties will be added to the tax rolls as Abandoned Urban Properties and taxed accordingly since no request for appeal was received from the property owner.

- **Discussion and/or Possible Action Regarding Board Appointment**

A letter was received from the Barren River Area Development District (BRADD) regarding the Council on Aging representative. The Aging Council bylaws specify that each elected official may elect one representative for each 3,000 individuals who are 60 years of age or older in each county. The representative will serve a two year term. Also, the representative must be able to attend the quarterly council meetings at the BRADD on a regular basis. It is time for the City to appoint one representative to serve on the regional board; Mrs. Dorothy Clark of Franklin served as Franklin's representative for the last term. **Motion** was made by Commissioner Dixon and seconded by Commissioner Powell to reappoint Mrs. Dorothy Clark to serve the next two year term on the BRADD Aging Council Board. Ayes: All. Motion carried unanimously.

• **Discussion Regarding Vicious Dog Ordinance**

Several suggestions to improve and update the current animal ordinance have been heard, including addressing livestock or agricultural animals in the City limits, as well as vicious or exotic animals. The County is also interested in enacting a vicious dog ordinance. As gathering of information continues, City Attorney Crabtree hopes to have a document ready for consideration in the near future.

**PUBLIC SERVICES**

No business

**PUBLIC SAFETY**

No business

**COMMUNITY SERVICES**

• **Discussion and/or Possible Action Regarding Community Service Agreements**

Agreements have been prepared per the community service designations contained in the FY 11-12 budget ordinances. The agreements require the Mayor to sign.

<u>Organization</u>	<u>Annual Amount</u>
<i>F-S Chamber of Commerce</i>	<i>\$29,000</i>
<i>F-S Fair Board</i>	<i>\$ 3,500</i>
<i>F-S Renaissance</i>	<i>\$10,000</i>
<i>Good Samaritan, INC</i>	<i>\$10,000</i>
<i>Habitat for Humanity</i>	<i>\$ 3,750</i>
<i>Hope Harbor, Inc.</i>	<i>\$ 2,000</i>
<i>Simpson County Board of Ed Video Services</i>	<i>\$10,500</i>
<i>South Central KY Drug Task Force</i>	<i>\$12,500</i>

During discussion, it was noted F-S Renaissance updated the language in their agreement regarding the services they provide. Motion was made by Commissioner Barnes and seconded by Commissioner Powell to authorize the Mayor to sign the community service agreements as presented and with the change to the F-S Renaissance contract as noted. Ayes: All. Motion carried unanimously.

• **Discussion and/or Possible Action Regarding Street Closure for Garden Spot Run Event**

The 29<sup>th</sup> annual Garden Spot 5K Run/Walk will be held on Saturday, August 13<sup>th</sup>, 2011 and the F-S Chamber of Commerce coordinates the event and is requesting street closures for the safety of the participants and spectators. The races will begin at 7:30 am and covers a 3.1 mile course beginning at the public square and south on College Street to Wildcat Way, east to Main Street, south on Main Street to Rolling Road Drive, west to Valley View Drive, south to Hillcrest Road, west to College Street, north to Austin Drive, west on Austin Drive and around Craig Street and down Cardinal Drive back to College Street, north on College to Yokley Street, west on Yokley to Taylor Lane, then north on Taylor and east down Montague Street back to College Street, and then north on College Street to the public square. Chamber Executive Director Steve Thurmond is requesting permission to block the intersections mentioned for the brief period of time needed to allow the runners and walkers to pass safely.

F-S Chamber Director Steve Thurmond had also indicated they would be placing door hangers on the homes affected by the temporary closings. During discussion, City Manager Powell expressed interest in putting together a City team for the event; to have a team you need ten participants; any City employees or officials interest are to contact City Manager Powell as soon as possible. **Motion** was made by Commissioner Dixon and seconded by Commissioner Stone to approve the street closing as requested during the Garden Spot Run on Saturday, August 13<sup>th</sup>, 2011 from 6 am to 10 am. Ayes: All. Motion carried unanimously.

### UTILITIES

- **Discussion and/or Possible Action Regarding WRECC Agreement for TSC Lift Station**

In completing the Tractor Supply Company (TSC) Project, the City is required to install a lift station on Raines Drive; cost to get power to the Station (\$5,543.16) and installation cost of the station is covered by the Industrial Authority, but the monthly electric cost to operate the station is the Cities responsibility. An agreement is required between the City and Warren Rural Electric Cooperative Corporation (WRECC) for commercial power to the installations. City Manager Powell discussed this agenda item with the Commission, and noted he has been working with the Industrial Authority to complete the service. **Motion** was made by Commissioner Dixon and seconded by Commissioner Barnes to authorize the Mayor to sign the Warren Rural Electric Cooperative Corporation Commercial Power Contract as discussed for the Lift Station on Raines Drive. Ayes: all. Motion carried unanimously.

- **Discussion and/or Possible Action Regarding Fiber Optics Service Manager**

City Manager Powell discussed with the Commission the addition of a Fiber Optics Service Manager to the City. As the Fiber Optics infrastructure develops, a \$2 million dollar investment, it becomes imperative we identify and select the right person to lead this section. After much consideration, City Manager Powell recommends the authorization to add Fiber Optics Service Manager to Tammie Carey's job description. Mrs. Carey is no stranger to the City and has a long list of accomplishments since being hired in April, 2004. Once Fiber Optics is installed later this year, the marketing and selling to the business community will be of utmost importance and Mrs. Carey's background and proven record in this area will be invaluable. The goal for the Fiber Optics Department is to break even or become profitable within three years. This is no small task, but City Manager Powell is very confident that Tammie Carey can assume this responsibility. Mrs. Carey will continue to serve as the City in-house grant writer and publicist. If approved, City Manager Powell recommends the adjustment of Tammie's current salary of \$48,674 to \$53,298, and after six months in her new position, her job performance be reviewed with the possibility of another salary adjustment not greater than \$58,000. Further recommendation is to complete a six month performance review, and after Commission approval, if desired she can resume her previous job duties including salary re-adjustment back to the annual \$48,674 plus any normal pay increases enjoyed by all City employees. Following discussion, **Motion** was made by Commissioner Powell and seconded by Mayor Clark to approve the additional appointment of Fiber Optics Service Manager to Mrs. Tammie Carey's position with the City with the salary adjustments as discussed and recommended. Following discussion, including praise for Mrs. Carey's performance for the City, question was called. Ayes: All. Motion carried unanimously.

**ORDINANCES**

• **Second Reading of Fiscal Year 2011-2012 Budget Ordinance**

City Clerk Kathy Stradtner gave second summary reading to an ordinance adopting the FY 2011-2012 budget by estimating revenues and appropriations. Motion was made by Commissioner Powell and seconded by Commissioner Dixon to adopt Ordinance A2011-2012. Following discussion, roll call vote was called: Commissioner Mason Barnes, Yes; Mayor Ronnie Clark, Yes; Commissioner Larry Dixon, Yes; Commissioner Jamie Powell, Yes; Commissioner Henry Stone, No. Motion carried and ordinance adopted by vote of 4-1.

• **Second Reading of Fiscal Year 2010-2011 Budget Amendment Ordinance**

City Clerk Kathy Stradtner gave second summary reading to an ordinance amending the FY 2010-2011 ordinance by using actual and estimated revenues and appropriations. Motion was made by Commissioner Barnes and seconded by Commissioner Powell to adopt Ordinance C 2010-2011. Following discussion, roll call vote was called: Commissioner Mason Barnes, Yes; Mayor Ronnie Clark, Yes; Commissioner Larry Dixon, Yes; Commissioner Jamie Powell, Yes; Commissioner Henry Stone, Yes. Motion carried and ordinance adopted unanimously.

• **Second Reading of an Ordinance Annexing to the City of Franklin, Kentucky Certain Territory of Land Contiguous to the Existing City Limits of Franklin, Kentucky**

City Clerk Kathy Stradtner gave second summary reading to an ordinance annexing in to the City limits of the City of Franklin an approximately 3.66 acre tract of land located off Highway 1008 and adjacent and north east to the present City limits. Motion was made by Commissioner Powell and seconded by Commissioner Barnes to adopt Ordinance 110.70-6-2011 annexing the area in to the City limits. Ayes: All. Motion carried unanimously.

• **First Reading of an Ordinance Requesting Bids for Gas Franchise**

City Clerk Kathy Stradtner gave first summary reading to an ordinance creating and authorizing the sale of a natural gas franchise for the City of Franklin, Kentucky.

### EXECUTIVE SESSION

**Motion** was made by Commissioner Powell and seconded by Commissioner Barnes to enter in to executive session for the purpose of 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 unanimously at 7:13 pm. Entering executive session were Mayor Clark and the four Commissioners, City Attorney Crabtree, and City Manager Powell.

During this time Finance Director Dodd exited the meeting and Human Rights Board member Donzella Lee had entered the meeting.

At 7:31 pm those in executive session returned to open meeting, and **motion** was made by Commissioner Barnes and seconded by Commissioner Powell to close the executive session and return to open session. Ayes: All. Motion carried unanimously.

Noted was a clause in City Manager Powell's employment contract requiring a performance review of his position and performance after six months on the job, and if satisfactory, a salary increase. **Motion** was made by Commissioner Stone and seconded by Commissioner Powell to approve the \$5,000 per year addition to his salary as outlined in his contract. Ayes: All. Motion carried unanimously. The members of the Board of Commission wished to publicly commend City Manager Kenton Powell for his exemplary and outstanding performance since assuming his position; the good job he is doing for the citizens of Franklin.

### CITY ATTORNEY REPORTS

City Attorney Crabtree has received a request from Planning and Zoning regarding a change to zoning regarding temporary or movable signs. Commissioners Powell and Dixon agreed to sponsor the preparation of an amending ordinance.

### CITY MANAGER REPORTS

City Manager Powell commented on the following

- A special joint City/County Meeting has been scheduled for 9 am, July 6 in the 2<sup>nd</sup> floor Court House meeting room.
- Public is specially invited to attend the July 11 Commission meeting when projects included in the adopted Fiscal Year 2011-2012 budget will be discussed; a power point presentation is being prepared and City Department representatives will be present to answer questions
- Update on the street painting project which is ongoing

### OTHER COMMISSION BUSINESS

Ms. Donzella Lee, member of the Franklin-Simpson Human Rights Commission (FSHRC), was present to give a report from the FSHRC and their activities. One new program initiated was assigning each board member to serve as liaison to a public entity; in an attempt to not only make the FSHRC more visible but to also bring back information about all facets of our community to the HRC.

**Human Rights Commission**  
**Board Member Liaison**  
Wanda Tuck

**Public Entity**  
**Assigned to**  
Simpson county School System  
F-S Industrial Authority  
Simpson County Tourism

Donzella Lee

City Government  
Police Department  
Franklin Renaissance

Jewell Holder

County Government

Ronald Bunton

F-S Chamber of Commerce

Marie Anderson

F-S Fire Rescue

Adrian Payne

Sheriff Department  
Boys & Girls Club

Dan Joiner

Franklin Favorite/WFKN

Suzanne Joiner

Franklin Housing Authority

Commissioner Barnes ask a question regarding the recently purchased School Resource Officer vehicle: per inquiries received from members of the public and for his own understanding, it is though the vehicle needed to be somewhat discreet since it might be carrying school age children and if so, why was large lettering place on the vehicle marking it as a police unit. Police Chief Holder explained that the school administration requested the vehicle be marked as a Police unit to promote knowledge of a police presence on the school grounds; the windows of the vehicle are tinted to accomplish protecting the identity of any child within the vehicle.

**ADJOURNMENT**

**Motion** was made by Commissioner Barnes and seconded by Commissioner Powell to adjourn the City Commission meeting. Ayes: All. Motion carried at 7:54 pm.

  
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Ronnie Clark, Mayor

  
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Kathy Stradtner, City Clerk

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