

The Franklin, KY City Commission convened in **regular session** at 12:00 pm, **Monday, March 9, 2015**, in the City Hall meeting room, 117 W. Cedar 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 Wendell Stewart	Present

Others present included City Manager, Kenton Powell; City Clerk, Kathy Stradtner; City Attorney, Scott Crabtree; Franklin Chief of Police, Roger Solomon; Franklin Police Captain, Art McFadden; Finance Director, Shaunna Cornwell; Personnel Director/Deputy Clerk, Rita Vaughn; Street Department Superintendent, Derick Minnicks; Robin Hollingsworth Simpson County Community Education; Deb Thompson, Simpson County Literacy Director; Attorney Buddy Leach; F S Industrial Authority Executive Director Dennis Griffin; Electric Plant Board General Manager, Bill Borders; and Franklin Favorite / WFKN media representative, Keith Pyles.

Mayor Ronnie Clark, called the meeting to order at 12:00 noon and First Born Church Pastor Annie Spickard offered an opening prayer.

APPROVAL OF MINUTES

City Clerk Stradtner noted that a paragraph in the January 12, 2015 minutes had, through a clerical error, been left out of the minutes printed in the official minute book. City Clerk is requesting the Commission approve the complete record as the official meeting minutes. **Motion was made by Commissioners Barnes and second by Commissioner Powell to approve and accept as the official meeting minutes of record for the City of Franklin the complete minutes of the January 12, 2015 meeting as presented, and to approve the minutes presented for the February 23, 2015 regular meeting minutes. Voting aye: all. Motion carried unanimously.**

RECOGNITION

As part of their goal to provide support services to those affected by sexual assault or abuse, and promote community awareness of the incidents of sexual assault, Hope Harbor has requested the City join with Simpson County in declaring March, Sexual Assault Awareness Month. **Motion was made by Commissioner Stewart and second by Commissioner Dixon to grant the request from Hope Harbor and adopt a joint proclamation with Simpson County declaring March, 2015 as Sexual Assault Awareness Month and authorize the Mayor's signature on behalf of the City. Voting aye: all. Motion carried unanimously.**

PROCLAMATION

Whereas, in our society, sexual violence continues to escalate and affects every person in the Commonwealth of Kentucky, as a victim/survivor, as a family member, significant other, neighbor or co-worker of a victim/survivor; and,

Whereas, the Commonwealth of Kentucky, County of Simpson, and the City of Franklin recognize the importance of designating a time devoted to increasing the general public's awareness of sexual assault, and commending the advocacy and support provided to twenty-four (24) victims/survivors of Simpson County and three-hundred thirteen (313) victims/survivors of the Barren River Area Development District in the fiscal year of 2014; and,

Whereas, many citizens of Kentucky, Simpson County, and Franklin are working to provide quality services and assistance to sexual assault survivors and more than thirty (30) volunteers help staff a twenty-four hour crisis line, respond to emergency calls and offer support during medical exams and criminal justice proceedings; and;

Whereas, Hope Harbor promotes personal safety and awareness by providing educational programs to participants in Simpson County schools, religious communities and civic organizations, as well as professional training to medical, mental health, law enforcement and education personnel regarding sexual assault; and,

Whereas it is vitally important to increase public awareness of sexual violence and to increase support for agencies providing support services to victims/survivors, and Hope Harbor holds forth a vision of a community free from sexual violence.

Now, Therefore, I, Ronnie Clark, Mayor of Franklin, and I, Jim Henderson, County Judge Executive of Simpson County, do hereby proclaim the month of March 2015 as Sexual Assault Awareness Month and request that all citizens observe this month by helping create a community free from sexual violence.

HEAR THE PUBLIC

REGULAR BUSINESS

COMMUNITY SERVICES

- **Discussion and Possible Action** — Robin Hollingsworth to discuss Simpson County Earth Day Activities

Robin Hollingsworth, Community Education Director of Simpson County Schools., and Deb Thompson, Simpson County Literacy Director, were present to discuss the Earth Day Activities planned in Simpson County. The festival was an idea born from several non-profit community entities, and is put on by volunteers. This year's festival is to be held Saturday April 25, 2015 with most of the planned activities to be centered on the downtown square. The festival will include: *Market Place featuring Kentucky Proud products, Go Green Education Area, Free DIY Crafts and Kids Activities, Green Exhibits, Recycle opportunities onsite, Artistic Canned Food Contest, Save the Rhino Pancake Breakfast, Kiddie Train Rides, Soap Box Derby Car feature, and live music.* A new and exciting event for this year's festival will be the inaugural Square to Square Earth Day Bicycle Ride with proceeds to benefit the Simpson County Literacy Center. Bicycle ride routes varying in distances from twelve (12) to forty-six (46) miles will be mapped out and begin at 7:30 AM at the Franklin public square with the longest route going thru the square in Adairville, KY. During their presentation, Mrs. Hollingsworth requested assistance from the City including permission to place bike route markings on streets as needed (*NOTE most of these will be in County controlled roads*), and the closing of College Street, from the F S Middle School north to Montague Street intersection during the Soap Box Derby Car rides. Well in advance of the day, Earth Day Festival volunteers will be hand delivering notices of the planned street closings to the homes along the route and volunteers will be available the day of the festival to safeguard racing enthusiasts and to direct traffic should a resident need to use the street during the event. Following further discussion, motion was made by Commissioner Barnes and second by Commissioner Stewart to authorize the closing of College Street from the Middle School campus north to Montague Street from 2:30 pm to 5:30 pm on Saturday, April 25, 2015. Voting aye: all. Motion carried unanimously.

- **Presentation** by Ashley Reynolds Regarding Kids On the Block Program and Street Closing Request

Ms. Ashley Reynolds addressed the Commission regarding a request for street closings during a planned Kid on the Block Kids Run. The runs are planned for Saturday, March 21. Kids on the Block is an educational program that works mainly through the schools, 8th grade and younger. One of the main focuses of the program is to fight child obesity, and Ms. Reynolds and her team felt this would be an ideal way to introduce the Kids on the Block program to Franklin-Simpson. 2K and ½ K runs are planned with the entry fee being free thanks to the title sponsorship by Citizens First Bank. To date, thirty-five volunteers are involved in the effort. Following further discussion, motion was made by Commissioner Powell and seconded by Commissioner Dixon to authorize the closing of the following streets for the Kids on the Block Kid Run from 9:30 am to 11:00 am on Saturday, March 21: South College at Kemble Insurance and go south to Montague Street; turn west onto Montague Street and go to Liberty Street, turn south onto Liberty Street and go to Chestnut Street; turn west onto Chestnut Street and go to Witt Road; turn north onto Witt Road and north to race end at Drakes Avenue. Ayes: all. Motion carried unanimously.

GENERAL GOVERNMENT

• **Discussion and Possible Action — Amendment to Code Enforcement Ordinance**

City Manager Kenton Powell discussed with the Commission several proposed changes to the Property Code Enforcement Ordinance. Franklin Code Enforcement Officer Kevin Allen is requesting consideration of the following changes to the City ordinances which will enhance his ability to perform the duties of the Code Enforcement Officer.

1. *Swimming pool ordinance.* This is actually a modification to the original which requires a minimum 4 ft. fence be built as a barrier around a pool. The proposed addition or modification allows the owner of an ABOVE ground pool to use the actual pool walls as the required barrier providing that they have a ladder which raises and locks in place when the pool is not in use, or, a removable ladder which must be removed and stored at a minimum distance of 10 ft from the pool when not in use. This is an undeniable health and safety issue and allows for a more manageable, and affordable alternative for the citizens of Franklin.
2. *Trash can ordinance.* This will be considered as an "as needed" ordinance and enforced when necessary. Attached you will see an example of when or why I feel this ordinance to be of value, not to mention the beautification aspect of not having to see trash cans line our beautiful streets 24/7. Each year, the City has receives numerous complaints regarding this issue and those calls are increasing in numbers.
3. *Clutter ordinance.* This new ordinance will strengthen our ability to deal with hoarders, and folks who store random items in a disorganized fashion within view of the public. Front porches, open garages, front yards, e
4. *Towing ordinance.* This ordinance is an extension to our current ordinance dealing with inoperative/unlicensed motor vehicles. Cars up on jacks for weeks at a time, inoperative motor vehicles, old motor homes sitting in front yards, (see attached), for years are unsightly and affect property values as well as the negative impact on neighborhoods, and many become infested with rodents. We currently give notice, then fine, then go to a per day fine, and finally place a lien against the property at which time the vehicle remains in the exact position as it did when we started as we have no act of furtherance to remove the vehicle and remedy the violation.
5. *Exterior furniture.* Old couches, recliners, even old end tables, etc, are unsightly. They are also dangerous. Foam, covered by thin cloth becomes wet and will result in mold. The furniture can become rodent infested, and is an extreme fire hazard as with a couch it will produce a very hot fire in a very short period of time, primarily due to the unlimited supply of oxygen from the outdoors. The result of this is a swift spreading high temperature fire which can engulf the front of a house within a matter of minutes,(see photos attached). This ordinance will require all outside furniture be constructed with a fabric designed for exterior use and will be fire and mold resistance.

Commissioners Stewart and Dixon sponsored preparation of the amending ordinance(s).

PUBLIC SERVICES

• **Discussion and Possible Action — Mower Purchase**

The current budget provides \$12,000 for the replacement of one lawnmower. Derick Minnicks, Street Department Superintendent contacted several equipment dealers for bids on a 2015 Kubota ZD326P with a sixty inch (60") commercial deck. Only two quotes were received in a timely manner.

<i>Hobdy, Dye and Read</i>	<i>\$11,600</i>
<i>H & R Agri Power</i>	<i>\$11,800</i>

Mr. Minnick's recommends accepting the lowest bid from Hobdy, Dye & Read for \$11,600.00
Motion made by Commissioner Dixon and second by Commissioner Powell to authorize the purchase of a 2015 Kubota Mower as discussed at the bid amount of \$11,600, and authorize the signing of any documents necessary per this motion. Voting aye: all. Motion carried.

PUBLIC SAFETY

UTILITIES

ORDINANCES

- **Second Reading of Ordinance No. 2015-004 Establishing a Stormwater Management Fee Schedule for the City of Franklin, Kentucky**

Since the first reading of this ordinance, several points of concern have been debated so this version of the ordinance fails for lack of a second reading. **Commissioners Barnes and Stewart sponsored preparation of the updated/ replacement ordinance establishing a Stormwater Management Fee Scheduled.**

- **First Reading of Ordinance No. 2015-004 Establishing a Stormwater Management Fee Schedule for the City of Franklin, Kentucky**

City Attorney Scott Crabtree gave first summary reading to the new Ordinance 2015-004 establishing a Stormwater Management Fee Schedule for the City. The entire text of this ordinance is available for review at City Hall and will be available on the City website.

- **Second Reading of Ordinance No. 2015 - 005 Rezoning 8.0 Acres Located On The West Side Of U.S. Highway 31-W North And Carr Road From A-1 (Agriculture) To I-2 (Heavy Industrial)**

City Clerk Kathy Stradtner gave second summary reading to City Ordinance 2015-005 rezoning 8.0 acres located on the west side of U S Highway 31-W north and Carr Road from A-1 (Agriculture) to I-2 (Heavy Industrial). **Motion was made by Commissioner Barnes and second by Commissioner Stewart to adopt Ordinance Number 2015-005 upon this second reading: Roll Call Vote: Mayor Ronnie Clark, Yes; Commissioner Mason Barnes, Yes; Commissioner Larry Dixon, Yes; Commissioner Jamie Powell, Yes; Commissioner Wendell Stewart, Yes. Motion carried unanimously.**

- **Second Reading of Ordinance No. 2015-006 Annexing 10.46 acres Located on Kenny Perry Drive**

City Clerk Kathy Stradtner gave second summary reading to City Ordinance 2015-006 annexing 10.46 acres located on Kenny Perry Drive and owned by CSX Railroad, Petersen & Associates, LLC and Summers Hunt Farm, LLC. **Motion was made by Commissioner Powell and second by Commissioner Dixon to adopt Ordinance Number 2015-006 upon this second reading: Roll Call Vote: Mayor Ronnie Clark, Yes; Commissioner Mason Barnes, Yes; Commissioner Larry Dixon, Yes; Commissioner Jamie Powell, Yes; Commissioner Wendell Stewart, Yes Motion carried unanimously.**

- **First Reading of Ordinance No. 2015-007 Rezoning Property on Bowling Green Road from Agriculture to R-1 Single Family Residential**

City Clerk Kathy Stradtner gave first summary reading of City Ordinance Number 2015-007 rezoning 10.165 acres of property located on the west side of Bowling Green Road, south of Fox Chase Subdivision, north of North Pointe Subdivision and at the south end of Hunters Crossing Road from A-1 (agriculture) to R-1 (single family residential). The zone change was requested by the property owner, J Jones Builders, LLC.

EXECUTIVE SESSION

Motion by Commissioner Stewart and second by Commissioner Barnes to enter executive session for the purpose of 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 (b)}; LITIGATION, discussion of proposed or pending litigation {KRS 61.810(c)}; and BUSINESS – Discussions between a public agency a representative of a business entity concerning a specific proposal, where open discussions would jeopardize the siting, retention, expansion, or upgrading of the business {KRS 61.810(g)}. Voting aye: all. Motion carried unanimously at 12:54pm. Entering Executive Session were the Mayor, Four Commissioners, City Attorney, and City Manager

At 12:54pm F S Industrial Authority Executive Director Dennis Griffin entered the executive session, and Mr. Griffin exited the session at 1:15pm.

At 1:15pm Electric Plant Board General Manager Bill Borders and Attorney David Cummins entered the executive session. Mrs. Borders and Cummins exited the session at 1:40pm.

At 1:45 pm motion was made by Commissioner Powell and second by Commissioner Barnes to exit the executive session and return to open session. Voting aye: all. Motion carried unanimously.

CITY ATTORNEY REPORTS

City Attorney Crabtree related that due to unforeseen circumstances, the agreement that was recently adopted between the City and Hale & Cotton needs to be modified. The date extension will not affect the City's position. Motion made by Commissioner Stewart and second by Commissioner Powell to approve extending the agreement the City has with Hale & Cotton until April 30, 2015, and to ratify the Mayor's signature on the agreement. Voting aye: all. Motion carried unanimously.

CITY MANAGER REPORTS

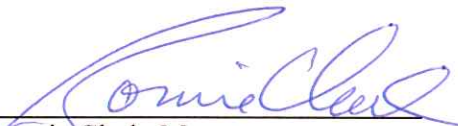
None

OTHER COMMISSION BUSINESS

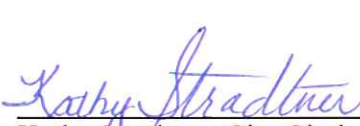
None

ADJOURNMENT

Motion was made by Commissioner Powell and second by Commissioner Dixon to adjourn the City Commission meeting. Voting aye: all. Motion carried unanimously at 1:55pm.



Ronnie Clark, Mayor



Kathy Stradtner, City Clerk