

The Franklin, KY City Commission convened in **regular session** on **Monday, September 14, 2015** in the City Hall meeting room, 117 W. Cedar Street, Franklin, Kentucky. Mayor Ronnie Clark called the meeting to order at 12:00 noon and City Clerk called the member roll:

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 Attorney, Scott Crabtree; City Chief of Police, Roger Solomon; City Clerk, Kathy Stradtner; City Finance Director, Shaunna Cornwell; City Personnel Director/Deputy Clerk, Rita Vaughn; City Community Development Director, Tammie Carey; Franklin Simpson Human Rights Commission Representative, Donzella Lee and Franklin Favorite / WFKN media representative, Keith Pyles.

Harvester's Warehouse Pentecostal Church member Tracy Wickware offered an opening prayer.

APPROVAL OF MINUTES

Motion was made by Commissioner Powell and second by Commissioner Stewart to approve as presented the minutes of the August 27, 2015 City Commission meeting. Voting aye: all. Motion carried unanimously.

RECOGNITION

None

HEAR THE PUBLIC

None

REGULAR BUSINESS

COMMUNITY SERVICES

- Presentation by Scott Waste District Manager, Pete Reckard

Mr. Pete Reckard, Scott Waste District Manager, was present to speak with the Commission regarding his company's continued service to the citizens of Franklin and to answer questions. Scott Waste is on the 2nd year anniversary of their contract with the City. It was noted that participation in the residential recycling program has been positive, with a sixty-five to seventy-five percent (65-75%) participation. Mr. Reckard shared that those numbers seem to be decreasing in the last few months. Scott Waste is going to implement a public service awareness to remind citizens of the recycling service dates and guidelines. Residential recycling (stored in the green collection carts) is collected on the second full week of each month. For the customer's convenience, the pick-up guidelines and schedule for the entire year is posted on Scott Waste's website.

- **Presentation by Simpson County Office of Emergency Management Director, Robert J “Bob” Palmer**

Mr. Robert J “Bob” Palmer, Simson County Office of Emergency Management Director, was present to share with the Commission information regarding the planned September 21 full scale emergency disaster planning exercise. The exercise will take place at noon in the area of the Simpson County Health Department, and will involve services from the local Red Cross as well as local disaster volunteers, staff and responders. Mr. Palmer invites members of City administrative staff and City Commission to observe our local responders and planning in action.

- **Discussion and Possible Action – Street Closing Request for October 3rd Downtown Benefit**

Mason Barnes is assisting with a benefit for Kevin Williams to be held Saturday, October 3, 2015 on the public square. Franklin Police Officer Williams is facing severe medical issues and City Commissioner Barnes is helping coordinate the benefit; and has requested several of the downtown streets be closed to vehicle traffic during. The completed Downtown Street Closing Request form has been completed and included in this meeting’s agenda packet. **Motion was made by Commissioner Stewart and second by Commissioner Barnes to close the following downtown streets: College Street from Cedar Street north to Washington Street, Washington Street from College Street west to High Street, and Kentucky Avenue from Main Street west to High Street, on Saturday, October 3, 2015 from 12 noon until 4:30 pm for a benefit for Kevin Williams: Voting aye: all. Motion carried unanimously.**

GENERAL GOVERNMENT

- **Discussion and Possible Action – Utility Relocation Agreement with the KY Transportation Cabinet Department of Highways**

The City has received the agreement between the City and KY Transportation Cabinet covering the engineering contract and force account administration, easement preparation and acquisition, inspection for the relocation and cost adjustment for the City’s sewer facilities on the Major widening project on south 31-W. City Attorney Crabtree has reviewed a copy of the document. Following discussion, **motion was made by Commissioner Barnes and second by Commissioner Powell to approve the Utility Relocation-Engineering Services Keep Cost Agreement between the City and Commonwealth of Kentucky Transportation Cabinet as presented and authorize the Mayor to sign on behalf of the City. Voting aye: all. Motion carried unanimously.**

- **Discussion and Possible Action – City Employee Sick & Comp Time Policies**

Per comments from various officials, City Manager Powell included in this meeting’s agenda packet information yielded from research of area cities treatment of employee sick and comp time. Following discussion, Commission directed the City Manager to prepare a more in-depth report, including costs of various plans, for discussion during the future budget work sessions.

Discussion and Possible Action — Update on Status of Former Carter Moore Hospital Property

Community Development Director Tammie Carey gave an update regarding the current program involving the former Carter Moore Hospital property located at College/ Madison and Main Streets. The City along with the Housing Authority of Franklin and AU and Associates, a firm that specializes in revitalizing dilapidated structures and rehabbing them into elderly housing units, have been working to obtain funding to rehab the remaining section of the former Carter Moore Hospital into elderly housing units. On Monday, June 1st, Mrs. Carey along with several officials from the Housing Authority of Franklin, traveled to Lexington KY to meet with AU and Associates. During the meeting they were extremely confident the City would be successful with the project and with being awarded grants, though they were upfront that we could face two important challenges: (1) We had already been awarded a little over \$118,000 in historic tax credits, and due to that being a relatively small dollar amount as far as tax credits are concerned, AU felt it would be difficult to sell those.; and (2) Concern about the budget for the project, due to only so many units able to fit into the existing building, the cost per unit becomes quite a bit higher than the cost per unit in a more "typical" project. Also the size of the project would not have the cash flow to make any type of debt payment, so the project would have to be completed solely on grant funds. The concern of AU was the ability to meet the cost of the project using only grant funds. The City has been pursuing the Federal Home Loan Bank Grant and the Community Development Block Grant. Then towards the end of July, the Housing Authority was contacted by AU and Associates, that at this time, they were going to have to back out of the project for essentially the following reasons

1. The cost per unit was originally thought to be around \$120,000; however, after their architect came to look closer at the structure, and after doing an analysis of costs, the cost per unit would be approximately \$180,000. The highest cost per unit AU has ever had in a project to date has been \$135,000.
2. Although indications of getting the grants are good, finding a contractor willing to complete the project for our budgeted amount is unlikely due to existing economic climate and contractor demand and availability for a project with risks such as ours.

Unfortunately, by the time AU and Associates notified the City of this, it was far too late to assemble the grant applications and meet the deadline. They feel the City is in a good position to get the grants next year but the challenges would still remain of finding a buyer for the tax credits and getting a contractor to complete the project within the budget constraint. Considering all points, Mrs. Carey and Housing Authority Director Jolie Chandler Brown would like to recommend the City and Housing Authority continue to work on the project and put together an application for Community Development Grant funds for the 2016 cycle. Following complete discussion, the will of the Commission is to continue with the project for the moment and take the matter under advisement.

Discussion and Possible Action – Municipal Order and Investment Policy Regarding City Revenues

In accordance with terms and expectations set forth by the City Board of Commissioners, City Attorney Scott Crabtree prepared an update to the City's Investment Policy as detailed in Municipal Order Number 2015-001, and accordingly City Finance Director Shaunna Cornwell solicited quotes for funding options and investment earning rates on the investment of \$1,000,000 of Municipal Funds. The purpose of the investment is to commit funds into a Debt Sinking Fund related to the City's 2099 General Obligation (GO) Bond. \$1,000,000 will be set aside to call and pay off the 2009 GO bonds. City Finance Director Shaunna Cornwell reviewed the quotes, and Franklin Bank & Trust presented the highest quote of 1.75% (one point seventy five percent) per annum. In order to capture as much in earnings as soon as possible, the City executed the investment account on September 8, 2015. Additionally, after discussion with Franklin Bank & Trust Company, Director Cornwell feels it prudent to establish a Money Market Fund (within the General Fund) at a starting variable rate of 1% (one percent) and transfer some unreserved General Funds into this account until they are needed for operations, capital needs, or additional investments. Motion was made by Commissioner Powell and second by Commissioner Dixon to approve MO 2015—001 adopting the City of Franklin, Kentucky Investment Policy. ratify the Mayor's signature establishing a \$1,000,000 investment account at Franklin Bank & Trust Company and any other documents related to this account including put not limited to authorizing and ratifying the signatures of Finance Director Shaunna Cornwell, City Manager Kenton Powell and Community Development Director Tammie Carey on the signature cards; and lastly to approve the establishment of an Investment Fund with Franklin Bank & Trust Company and authorize the Mayor to sign any documents related to this account, and authorize Finance Director Shaunna Cornwell, City Manager Kenton Powell and Community Development Director Tammie Carey as signors on this account. Voting aye: all. Motion carried unanimously.

MUNICIPAL ORDER NO. MO 2015 - 001
APPROVING THE CITY OF FRANKLIN, KENTUCKY INVESTMENT POLICY

WHEREAS, KRS 66.480 provides that the governing body of a city may invest and reinvest money subject to its control and jurisdiction; and

WHEREAS, KRS 66.480 also provides that the city's investment authority is subject to the limitations set forth in the aforementioned statute; and

WHEREAS, KRS 66.480 further provides that the governing body of a city that invests and reinvests money subject to its control and jurisdiction must adopt a written investment policy to govern the investment of funds; and

WHEREAS, to help achieve that goal, city staff has developed the City of Franklin Investment Policy that has been presented to the Board of Commissioners; and

WHEREAS, the City of Franklin's Board of Commissioners finds that it is in the best interests of the residents of the City to approve this policy.

NOW, THEREFORE, BE IT ORDERED by the City of Franklin, Kentucky as follows:

- 1. The City of Franklin Investment Policy, a copy of which is attached to and made a part of this Municipal Order as if copied in full herein, is hereby approved.*
- 2. The City Manager or his/her designee is hereby authorized and directed to implement this policy upon approval by the City of Franklin, Kentucky Board of Commissioners.*
- 3. This Municipal Order shall be in full force and effect upon signature and recordation.*
- 4. This Municipal Order specifically supersedes/repeals Ordinance No. 210.3-12-94 adopted on December 29, 1994, and adopts the investment policy attached hereto as the policy to govern investments of the City of Franklin, Kentucky.*

ADOPTED: Monday, September 14, 2015

PUBLIC SERVICES

None

PUBLIC SAFETY

- Discussion and Possible Action – Amendments to Franklin Police Department Policies and Procedures Manual

The Police Department presented an addition to two of their policies: Section 1, Chapter 21 regarding Uniforms & Appearance, and Section 2, Chapter 34 regarding Bike Patrol Unit. Police Chief Solomon discussed the document with the Commission. **Motion was made by Commissioner Powell and second by Commissioner Barnes to approve the amended Section 2, Chapter 34 – Bike Patrol Unit and Section 1, Chapter 21-Uniforms and Appearance as presented for inclusion in the Franklin Police Department Policies and Procedures Manual. Voting aye: all. Motion carried unanimously.**

UTILITIES

- Discussion and Possible Action – South 31-W Annexation Sewer Project

City Manager Powell discussed the three bids received for 1,100 linear feet of gravity sewer for the South 31-W Sewer continuation project. The project includes crossing to the east side of 31-W from the Kentucky Downs lift station, then heading north to the State Line Bingo and south to Franklin Drive-In. The project is budgeted for \$100,000 with the lowest bid from Charles Deweese Construction.

BIDDER	AMOUNT
Cleary Construction INC	\$653,637
Stewart Rickey Construction INC	\$242,375
Charles Deweese Construction	\$194,974

Considering the over budget submittals, the City Manager and Waste Water Treatment Plant Superintendent Chris Klotter discussed moving \$94,974 from the Sunset Circle Rehab Project and delaying the bidding and construction for the rehabilitation project until the spring of 2016. This shift in project timing will place that project completion date into fiscal year 2016/17. Following discussion, motion was made by Commissioner Stewart and second by Commission Powell to award the 31-W South Annexation Sewer Project to Charles Deweese Construction INC for the amount of \$194,974 and authorize the Mayor to sign all necessary documents per this motion. Voting aye: all. Motion carried.

- Discussion and Possible Action – Amendment to Water & Sewer Ordinance Regarding After Hours Reconnects

In continued efforts to provide excellent service to our customers while balancing with policies to keep our costs down, Finance Director Shaunna Cornwell is recommending a change to our policy regarding reconnect hours. To clarify the definition of afterhours/reconnect hours to coincide with City Hall customer service business hours. Commissioners Barnes and Stewart sponsored an ordinance amendment to define regular business hours as Monday thru Friday, 8am to 4 pm and related clarification of afterhours definition.

ORDINANCES

- **First Reading Ordinance No. 2015-015 Amending Previous Ordinance Relating to Rates and Charges of the Municipal Water and Sewer System**

City Clerk Stradtner gave first summary reading to Ordinance No. 2015-015 amending the definition of disconnect/reconnect hours and fees for the City of Franklin municipal water and sewer to read *fifty-dollars between the hours of 8:00am to 4:00pm, Monday through Friday on regular business days, and Seventy-Five Dollars (\$75.00) between the hours of 4:01pm to 7:59am Monday through Friday, all day Saturdays and Sundays, and on holidays*

EXECUTIVE SESSION

Motion was made by Commissioner Powell and second by Commissioner Barnes to enter executive session for the purposes 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 1:00 pm. Entering executive session were the Mayor and four Commissioners, City Manager, City Attorney and F S Industrial Authority Executive Director, Dennis Griffin.

At 1:20 pm Mr. Griffin exited the Executive Session and Franklin Police Chief Roger Solomon entered the closed session.

At 1:30 pm Chief Solomon exited the closed session.

At 1:40 pm motion was made by Commissioner Dixon and second by Commissioner Stewart to closed executive session and return to open session. Voting aye: all. Motion carried unanimously.

CITY ATTORNEY REPORTS

None

CITY MANAGER REPORTS

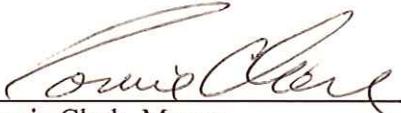
None

OTHER COMMISSION BUSINESS

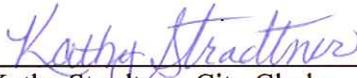
None

ADJOURNMENT

Motion was made by Commissioner Powell and second by Commissioner Barnes to adjourn the City Commission meeting. Voting aye: all. Motion carried unanimously at 1:1:40pm.



 Ronnie Clark, Mayor



 Kathy Stradtner, City Clerk
