The Franklin City Commission convened in regular session at 6:00 pm, Monday, July 26. 2010, in the Simpson County School Board meeting room, 430 S. College Street, Franklin, Kentucky. Member attendance as follows:

Mayor Herbert S. Williams

Commissioner Jamie Powell

Commissioner Mike Simpson

Commissioner Wendell Stewart

Commissioner Henry Stone

Present and in the chair presiding

Present

Present

Present

Present

Present

Also present were City Attorney, Scott Crabtree; Police Chief, Todd Holder; Police Sergeant, Ben Brown; Finance Director, Cendy Dodd; City Clerk, Kathy Stradtner; and several members of the public. F-S graduate Allie Meador was present to video tape the meeting, and representatives of the media from Franklin Favorite/WFKN and Bowling Green Daily News were present.

The Honorable Mayor Herbert S. Williams called the meeting to order at 6:01 pm, and Commissioner Wendell Stewart offered an opening prayer.

APPROVAL OF MINUTES

Motion was made by Commissioner Simpson and seconded by Commissioner Powell, to approve the minutes from the July 12, 2010 regular Commission meeting and the July 22, 2010 special called meeting. Ayes: All. Motion carried.

HEAR THE PUBLIC

None

REGULAR BUSINESS

GENERAL GOVERNMENT

• Discussion and/or Possible Action Regarding Surplus City Property

Staff has determined five starters at the Water Treatment Plant (WTP) are no longer in active use and recommend removing them from City inventory. Following discussion, motion was made by Commissioner Powell and seconded by Commissioner Stone to take staff's recommendation and declare five starters at the WTP surplus and authorize advertisement for bids for items. Ayes: All. Motion carried.

• Discussion and/or Possible Action Regarding Safe Routes to School Sidewalk Project

Finance Director Cendy Dodd discussed this agenda item and the memo in this meeting's packet from Community Development Director Tammie Carey. In August, 2008, the Commission approved a contract for engineering services from Barge, Waggoner, Sumner and Cannon for the design of the Safe Routes to School Sidewalk construction project. As the project has progressed, several changes to the scope of work have included:

- o storm water calculations from Taylor & Madison
- o required utility coordination
- o Kentucky Department of Highways (KDOH) coordination
- o Project revisions per land owners request
- o KDOH revisions per request
- o Additional work for College, Taylor and Liberty Streets

It was anticipated the construction costs would be less than budgeted, and therefore allow for the \$4,000 in additional engineering work to be covered by the grant. On Thursday, July 22^{nd} , bids were opened for the sidewalk construction and of the two bids received, both were over our budgeted amount; the project has been reevaluated and several items identified that City staff can complete as in-kind work. In the next couple of weeks City staff plan to re-bid the project with the new specs and both bidders have been notified of that decision. At this time, it is not sure whether, after the construction costs, funds will remain to pay for the additional engineering out of the grant. If the additional \$4,000 cost is approved, the total engineering cost from the City for this project will be \$15, 750. Following full discussion, motion was made by Commissioner Stewart and seconded by Commissioner Powell to accept staff's recommendation and authorize the expenditure of an additional \$4,000 in engineering costs for the Safe Route to Schools Sidewalk project, re-design the project to fit available grant funds, re-bid the construction project, and finally authorize the Mayor to sign any and all documents necessary per this motion. Ayes: All. Motion carried.

• Discussion and/or Possible Action Regarding 31-W Sewer Project

Finance Director Dodd reviewed a memo from Community Development Director Tammie Carey regarding the 31-W Sewer Project; as the project progresses, staff has been working with the USDA Rural Development on a grant/low interest loan program. Part of the required environmental study for the project included review by the Kentucky Historic Preservation Office and they have requested an archaeological survey be performed on the project. Staff has been able to get the scope of work reduced, and Barge, Waggoner, Sumner and Cannon Engineers have contacted three archaeologists, with only one being interested in the project. The University of Kentucky Archaeology Department submitted a scope of work and project cost which is estimated at \$5,065. Following full discussion, motion was made by Commissioner Powell and seconded by Commissioner Simpson to approve a contract in the amount of \$5,065 with the University of Kentucky Archaeology Department to conduct an archaeological survey as required to meet requirements for the 31-W Sewer Project grant, and authorize the Mayor to sign any contracts necessary to effectuate the intent of this motion. Ayes: All. Motion carried.

PUBLIC SERVICES

None

PUBLIC SAFETY

None

COMMUNITY SERVICES

None

UTILITIES

None

ORDINANCES

Second Reading of an Ordinance Rezoning 0.397 Acres from I-1 (Light Industrial) to R-2 (Single Family and Two Family Residential) at 410 South Railroad Street

City Clerk Kathy Stradtner gave second summary reading of an ordinance rezoning property at 410 S Railroad Street from I-1 to R-2 as requested by Habitat for Humanity of Simpson

County. Motion was made by Commissioner Stone and seconded by Commissioner Stewart to adopt Ordinance No. 920.4-07-2010 upon this second reading. Roll Call Vote: Commissioner Jamie Powell, Yes; Commissioner Wendell Stewart, Yes; Mayor Herbert S. Williams, Yes; Commissioner Mike Simpson, Yes; Commissioner Herbert Williams, Yes. Motion carried.

Mayor Williams took this opportunity to welcome all those members of the public in attendance, and to recognize former Mayor Jim Arnold.

EXECUTIVE SESSION

Motion was made by Commissioner Stewart and seconded by Commissioner Simpson to enter in to executive session for the purpose of discussions, or hearings, which might lead to the appointment, discipline, or dismissal of an individual {KRS 61.810(f)}. Ayes: All. Motion carried at 6:18 pm. Entering executive session were Mayor Williams and the four Commissioners, and City Attorney Crabtree.

At 7:16 pm, City Manager Jim Brown entered the meeting along with Chief Holder and entered the executive session.

At 7:22 pm, City Manager Brown exited the executive session, and at 7:24 pm re-entered the executive session.

At 7:30 pm the Mayor, Commissioners, City Attorney, and Police Chief re-entered the open meeting room. Motion was made by Commissioner Stewart and seconded by Commissioner Powell to close the executive session and return to open session. Ayes: All. Motion carried.

Motion was made by Commissioner Powell and seconded by Commissioner Stone to accept the resignation of City Manager Jim Brown, effective immediately, and authorize the Mayor to sign any and all documents necessary per this action. Ayes: All. Motion carried.

Motion was made by Commissioner Simpson and seconded by Commissioner Stewart to appoint Finance Director Cendy Dodd to serve as Interim City Manager. Ayes: All. Motion carried.

CITY ATTORNEY REPORTS

None

CITY MANAGER REPORTS

None

OTHER COMMISSION BUSINESS

None

ADJOURNMENT

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to adjourn the City Commission meeting. Ayes: All. Motion carried at 7:33 pm.

Herbert S. Williams, Mayor

Kathy Stradtner, City Clerk