

PRESENT: Commissioner Tommy Z. Haynes
Commissioner John R. Sower
Commissioner Robert E. Roach
Commissioner Lynn Bowers
Mayor William I. May, Jr. (5)

ABSENT: None

Mayor May called the meeting to order. The invocation was given by Commissioner Tommy Haynes. The Pledge of Allegiance was recited.

It was moved by Commissioner Roach, seconded by Commissioner Haynes, that the minutes of the August 8, 2016 Work Session; September 7, 2016 Special Work Session; September 19, 2016 Special Meeting and September 26, 2016 Regular Meeting be approved. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Haynes, Sower, Roach, Bowers, and Mayor May (5). Those voting against the motion were none (0). The motion was thereupon adopted.

Ceremonial Items

Glenn A. Mathews retired from the City Manager Department after 28 years and 11 months of service. Kathy Fields, Human Resources Director, along with Mayor May, offered their congratulations to Glenn and thanked him for the dedicated years of service to the City of Frankfort.

Commissioner Bowers requested for Item 7.14 be moved to Old Business for further discussion. Item was moved without objection.

Mayor May called for citizens comments.

Citizens Comments

Ann Gibbs, a citizen of Frankfort, spoke regarding her opposition to Item 7.14. Ms. Gibbs stated this is not proper use of tax money.

Charlie Jones, an Attorney, stated he is requesting an extended lease for the Blanton Landing parking lot. The Commission agreed to hold a Special Meeting prior to the November 14, 2016 Work Session at 4:45 pm.

Roger Crittenden and Charles Booe both expressed their concerns for the residents of Tanglewood and to notify the Commission none of the requirements are being met by the Frankfort Plant Board.

Ordinances

%AN ORDINANCE AMENDING SECTION 52.02 (CONNECTIONS; REQUIREMENTS AND CHARGES); AMENDING SECTION 52.48 (DISCHARGES; SPECIAL REQUIREMENTS) AND AMENDING SECTION 52.99 (PENALTY) OF THE CODE OF ORDINANCES FOR THE CITY OF FRANKFORT SEWER DEPARTMENT AND AUTHORIZE THE MAYOR TO SIGN ANY DOCUMENTS ASSOCIATED WITH AMENDING THE ORDINANCE+was presented and read. This Ordinance had its first reading on September 26, 2016. It was moved by Commissioner Sower, seconded by Commissioner Haynes, that the Ordinance be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Haynes, Sower, Roach, and Mayor May (4). Those voting against the motion were Commissioner Bowers (1). The Ordinance was thereupon adopted (Ordinance No. 19, 2016 Series).

%AN ORDINANCE TO AMEND SECTION 93.69 OF THE CITY OF FRANKFORT CODE OF ORDINANCES RELATING TO FIREWORKS SO THAT ONLY FIREWORKS AS DEFINED IN §93.65(B)(1), (B)(3)(b), (D), (E), (F) AND (G) AND GENERALLY KNOWN AS GROUND AND HAND-HELD SPARKLING DEVICES, CHASERS, SMOKE DEVICES, SNAKES/GLOW WORKS, TRICK NOISEMAKERS AND WIRE SPARKLERS MAY BE USED WITHIN THE CITY OF FRANKFORT+was presented and read.

%AN ORDINANCE AMENDING SECTION 40.22 OF THE CITY OF FRANKFORT CODE OF ORDINANCES RELATING TO THE ORIGINAL APPOINTMENT OF INDIVIDUALS TO THE CITY OF FRANKFORT FIRE DEPARTMENT+was presented and read.

%AN ORDINANCE TO CONSIDER A CHANGE TO THE STREETS AND SIDEWALKS ORDINANCE AND CREATE A RIGHT-OF-WAY STANDARD REGULATING WORK IN THE CITY MAINTAINED ROADS AND STREETS+was presented and read.

%AN ORDINANCE TO CONSIDER A CHANGE TO THE SOLID WASTE ORDINANCE, EFFECTIVE JANUARY 1, 2017+was presented and read.

%AN ORDINANCE AMENDING SECTION 37.31, PAY PLAN; CLASSIFICATION AND COMPENSATION OF THE CITY OF FRANKFORT CODE OF ORDINANCES+was presented and read.

%AN ORDINANCE TO CREATE AND ADOPT SECTIONS 94.01, 94.02, 94.03, 94.04, 94.05, 94.06 AND 94.07 OF THE CITY OF FRANKFORT CODE OF ORDINANCES RELATING TO THE CREATION OF AN ENERGY PROJECT ASSESSMENT DISTRICT (%EPAD+)+was presented and read.

%AN ORDINANCE TO AMEND THE CITY OF FRANKFORT CODE OF ORDINANCES . CHAPTER 150 . BY AMENDING THE BUILDING CODE PERMIT FEES AND ELECTRICAL CODE PERMIT FEES+was presented and read.

Consent Calendar

The following miscellaneous and personnel items were presented:

- 7.1 Authorized rejecting the bid for a project to repair sewer lines on Schenkel Lane for the Crestwood I&I Rehabilitation Project-Schenkel Lane Improvements and authorized the Mayor to sign documents related to project. This project was originally scheduled for bid opening on August 24th and no bids were received. The project was re-advertised and bids were opened on September 15th at 2:00 pm and the results were as follows: Flo-Line Contracting \$197,600.00. The one bid received was well above the engineer's estimate of \$65,370.00. FSD will consider options for this project and either re-bid or add the scope to another larger project and re-bid (Sewer Department).
- 7.2 Authorized the renewal a contract with Source Technologies LLC to provide odor control services for the east side of Frankfort and authorized the Mayor to sign all related documents. Funding is available in account # 300.68.54335, the account from which all chemicals for the Department are purchased. The budget for this account is \$670,000 for all Department chemical purchases for the Fiscal Year, and as of August 31, \$162,700.00 has been expended and encumbered (Sewer Department).
- 7.3 Authorized an award of a Professional Services Agreement to Otis Engineering, LLC for Engineering Services during design and construction and construction inspections associated with the Laurel Street Sewer Realignment project, and authorized the Mayor to sign all related documents. Funds are available in account 300.68.54555. The budget for this account is \$9,612,500 and as of July 31 this account had \$1,054,943 expended and encumbered (Sewer Department).

- 7.4 Approved an Amendment 2 to a Professional Services Agreement with Qk4 for Contract Administration and Construction Inspection for Phase 1 of the Benson Avenue CSO Stormwater Separation Project, and authorized the Mayor to sign all related documents. Funds are available in account 300.68.54555. The budget for this account is \$9,612,500 and as of August 31 this account had \$1,054,943 expended and encumbered (Sewer Department).
- 7.5 Approved a construction contract to Advanced Paving and Construction Co., Inc., for the Benson Avenue Combined Sewer Overflow (CSO) Separation Project- Phase 1, and authorized the Mayor to sign all documents related to the project. Funds are available in account 300.68.54555. The budget for this account is \$9,612,500 and as of August 31 this account had \$1,054,943 expended and encumbered (Sewer Department).
- 7.6 Approved a Contract Extension with Enviro Tech Chemical Services, Inc. to provide Peracetic Acid (PAA) for disinfection of effluent at the Wastewater Treatment Plant (WWTP) and authorized the Mayor to sign all documents associated with the contract. The Annual Contract, in the amount of \$154,000, will cover the Department's need through the fiscal year 2015-16. Funding is available in account no. 300.68.54335. This account has \$670,000 budgeted and as of August 31 the account has \$162,700 expended and encumbered (Sewer Department).
- 7.7 Approved an Amendment #3 to the Engineering Services Agreement with QK4 for design and construction services to replace manholes and gravity lines along US 60 at Douglas Avenue and Langford Avenue due to the intersection redesign and authorized the Mayor to sign all documents related to project. Funds are available in account 300.68.54555. The budget for this account is \$9,612,500 and as of August 31 this account had \$1,054,943 expended and encumbered. This entire cost will be reimbursed by the Kentucky Transportation Cabinet (Sewer Department).
- 7.8 Authorized the filing of an application for 2016 Kentucky League of Cities Safety and Liability Grant funds and authorized the Mayor to execute all grant documents pertaining to this application. The grant does require a 50/50 match and equipment was already planned for in the budget. This grant will help recoup up to \$3,000.00 for those expenses (Grants).
- 7.9 Authorized the Mayor's signature on the 2017 litter abatement forms through the Kentucky Natural Resources and Environmental Protection Cabinet and any related documents. The city documents total litter abatement expenditures in 2016 based upon street miles, the City anticipates receiving approximately \$14,000.00 from the Kentucky Natural Resources Cabinet in 2017 (Public Works).
- 7.10 **REMOVED**
- 7.11 Approved the policy for use of programmable message boards and authorized the Mayor to sign all related documents. There are no additional funds necessary for this policy (Public Works).
- 7.12 Authorized the Mayor to sign the Contract and Lease Agreement between the Commonwealth of Kentucky and the City of Frankfort and all related documents. There should be no financial impact to the City, as the City will not make any payments to the Commonwealth under the Contract and Lease Agreement. The City will maintain its fire station at the subject location (Fire Department).
- 7.13 Authorized permission for the Fire Department to apply for the Assistance to Firefighters Grant (AFG) and authorized the Mayor to sign all related documents. Seven (7) units will be requested at the cost of \$126,000. The grant will require a 10% match. Funds are available in account 100-41-56550 for the matching funds (Fire).
- 7.14 **MOVED TO OLD BUSINESS**
- 7.15 Authorized the Mayor to sign a Memorandum of Agreement with the Kentucky State Police Narcotics Task Force and any related documents. The City of Frankfort will receive \$23,000.00 annually to offset the salary of the task force officer. Also, all cases developed by the task force officer will be funded by the KSP (Police).
- 7.16 Approved an amended Structural Engineer professional service agreement with Brown & Kubican PSC and authorized the City Manager to sign a Purchase Order. This professional service agreement adds structural engineer testimony and any additional inspections relating to litigation for 104 Bridge Street; and authorized the City Manager to sign a purchase order for such services. All services conducted under this amended contract will be paid by the Planning Department's account 100-70-53265 (which currently has \$1,500 allocated for miscellaneous legal fees). Amounts over \$1,500 will need to be reflected within a future budget amendment (Planning Department).
- 7.17 Approved the lowest bid for demolition of five (5) condemned structures and rubbish removal at 804 First Ave., 158 Gayle St., 728 Kentucky Ave., 109 Maple St., 242 Wright St. and authorized the Mayor to sign the Memorandum of Agreement and any related documents. Quotes were received as follows: John Fehsal, Jr. \$41,850/ CC Moore Co. \$50,500/ Karsner Const. \$107,500. Funding for the demolition of these properties to John Fehsal, Jr. will be from the Planning Department account number 100-70-53295 (Planning Department).
- 7.18 Approved a professional service agreement with Cultural Resources Analysis Inc. to update the historic regulations process and the specific guidelines for the Central Business Historic (CB) properties and authorized the City Manager to sign a Purchase Order. The funds of \$7,500, which is \$485.00 short the service costs, are currently identified as a grant match for the update of the design guidelines for the CB district within the Planning and Building Codes Department Professional Fees Account (100.70.53265). The difference will be easily covered without the need of a budget amendment (Planning Department).
- 7.19 Approved sites for Brownfield Assessments utilizing Brownfield grant funds and designated the Mayor to execute all documents pertaining to the Brownfield Assessment grant. The grant does not require a match in the form of cash or in-kind services. These assessments should have no additional impact on the budget (Grants).
- 7.20 Authorized the Mayor to sign a contract and any related documents between the City of Frankfort and Kronos to provide a timekeeping and payroll system. Annual software cost increase of approximately \$6,000 plus one time implementation fee of \$9,000 and purchase of timeclock hardware of \$19,500 (Human Resources).
- 7.21 Authorized the Mayor to sign a Vision Insurance renewal between Anthem and the City of Frankfort and any related documents. Anthem Insurance currently provides vision insurance for City of Frankfort employees. This is a benefit that is fully paid by the City. In order to continue the benefit, Anthem asks that the City renew the coverage with them for 2017. There is no increase to vision rates for 2017. The annual cost to the City is approximately \$35,000 (Human Resources).
- 7.22 Declared old pipe stored on the Public Works lot as surplus and approve transferring the pipe to Anderson County and authorized the Mayor to sign all related documents. Donating the pipe to Anderson County (on the condition they haul it away) would save the City the cost of disposing of the pipe. This pipe may have some value to area farmers but would likely be needed to be auctioned and sold in a split lot (Public Works).

7.23 To authorize the Mayor to sign the Assignment of the Lease between the City of Frankfort and Capitol View Development, LLC. Capitol View has entered into an agreement to sell the PlanGraphics building to Frank Haydon, and the sale is contingent upon the assignment of Capitol View's rights under the lease to Mr. Haydon. Accordingly, Capitol View has requested the City to approve the assignment of the subject lease to Mr. Haydon. The closing is scheduled to take place on or before October 31, 2016. The City will receive the amount of \$6,000 per year through December 31, 2017, and then the amount of \$7,000 per year through December 31, 2022.

7.24 The following personnel items were presented:

- Appointment of Tyler Owens in the Police Department as Patrol Officer I, effective 10/18/16 (Police).
- Appointment of Jason Gannone in the Police Department as Patrol Officer I, effective 10/18/16 (Police).
- Promotion of Christian Wilkins in the Parks and Recreation Department to Parks/Golf Maintenance Specialist, effective 10/11/16 (Parks & Rec).
- Resignation of James Ebert in the Police Department as Police Lieutenant and authorized payment of accrued leave, effective 10/6/16 (Police).
- Retirement of Glenn Matthews in the City Manager Department as Payroll Specialist and authorized payment of accrued leave, effective 10/31/16 (City Manager).

It was moved by Commissioner Roach, seconded by Commissioner Haynes that items of the Consent Agenda be adopted. All members being present, the motion to approve the consent agenda was adopted by voice vote without objection

Old Business

Item 9.1 is a discussion to clarify the requirements given by the City Commission during the Special Meeting of August 23, 2016 to the Frankfort Plant Board. The Tanglewood Neighborhood Association has indicated none of the steps the City Commission requested have been taken by the Frankfort Plant Board.

Those that spoke on the behalf of Tanglewood Neighborhood Association were:

- Roger Crittenden
- Lee Waterfield
- Charles Booe

Those that spoke on the behalf of the Frankfort Plant Board were:

- Herbbie Bannister
- John Cubine

Following a lengthy discussion, the Commission encouraged the Frankfort Plant Board to show good faith to the community and to implement all requirements as soon as possible.

Item 9.2 is to authorize the Mayor to sign the Memorandum of Agreement between the City of Frankfort and the Capital Community Economic Industrial Development Authority, Inc., d/b/a/ Kentucky Capital Development Corporation (%CDC+) to implement an economic development project (%Project+) in the City of Frankfort that would provide enhanced internet access to adults and students located within the City's boundaries, and all related documents. Commissioner Bowers and Mayor May both expressed concern regarding the MOA. Rob Moore, City Solicitor, stated that the agreement that was given at the meeting was premature as FIS and the Frankfort Plant Board are still working to reach an agreement on internet services. Mr. Ben Smith spoke on behalf of the Frankfort Independent School Board and stated this is an important step for Economic Development. Following a brief discussion, the Commission decided to place this item on the November 14, 2016 Work Session for further discussion.

Commissioner Bowers stated that several citizens have asked for increased Police patrols in certain neighborhoods in regards to speeding, running stop signs, etc. Commissioner Bowers will forward the information to the City Manager.

New Business

Commissioner Sower requested that the Planning and Zoning Department, along with the Public Works Department, take a look at two-way traffic on Ann Street. Tim Zisoff, City Manager, stated this was looked at by the State two years ago and the study would be provided to him.

It was moved by Commissioner Haynes, seconded by Commissioner Roach, that the meeting adjourn. The question was put upon the motion and thereupon adopted by voice vote. The meeting adjourned at 7:15 p.m.

Attest:

Mayor

City Clerk