

PRESENT:

Commissioner Katrisha Waldrige
Commissioner Kelly May
Commissioner Leesa Unger
Commissioner Anna Marie Rosen
Mayor Layne Wilkerson (5)

ABSENT: None (0)

Mayor Wilkerson called the meeting to order. The invocation was given by Reverend Jack Brewer– retired United Methodist Pastor. The Pledge of Allegiance was recited.

Ceremonial & Recognition

Commissioner Waldrige congratulated Commissioner May on his new baby girl that is only 6 days old, McKinley Elaina. Congratulations to KSU Circle City Classic Battle of the Bands who came in first place, African American Sports Hall of Fame 2022 Inductee Charles Trumbo, father of Mary Trumbo Jackson and the All A State Soccer Champs – FHS Panthers.

Commissioner Unger reminded everyone that Bourbon on the Banks is this weekend, Capital Pride is October 8th along with Oktoberfest at Sig Luscher.

Commissioner Rosen stated this Wednesday afternoon in cleanup for Bourbon on the Banks at Riverview Park.

Citizen Comments

Dawn Hale, spoke about Solid Waste services and free weeks, the Board of Commissioners should reconsider and keep the schedule the same. There is not much savings with the change.

Sam Marcus, past president of the Franklin Co. Humane Society, requested support for the road at the new shelter.

It was moved by Commissioner Rosen, seconded by Commissioner Unger, to move consent items No. 9, No. 13, No. 14, No. 15, No. 16 & No. 21 to action items. The question was put upon the motion and was adopted by voice vote. *Note: Commissioner Waldrige opposed.*

It was moved by Commissioner Unger, seconded by Commissioner May, to move consent item No. 22 to action items. The question was put upon the motion and was adopted by voice vote. *Note: Commissioner Waldrige opposed.*

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to move consent item No. 3 to action items. The question was put upon the motion and was adopted by voice vote.

It was moved by Commissioner Rosen, seconded by Commissioner May, to move the Franklin County Humane Society discussion prior to action items. The question was put upon the motion and was adopted by voice vote. *Note: Commissioner Waldrige opposed.*

Consent Calendar

The following miscellaneous and personnel items were presented:

1. Minutes – Work Session, August 8, 2022; Regular Meeting, August 22, 2022

2. Professional Services Agreement with Otis Engineering for Sidewalk Contract Management – Public Works

Authorized a contract with Otis Engineering for the administration of and consulting/support services related to the 2022/2023 Unit Price Contract (UPC) for Concrete Projects and authorized the Mayor to sign all related documents. Public Works is concurrently seeking Board of Commissioners approval to award the Concrete Projects UPC (Sidewalks) to ADE Contracting. Administration, consulting, and support services for the previous contract was provided by Otis Engineering. Public Works wishes to continue working with Otis Engineering in the coming year to administer the contract. With approval, Public Works will spend up to \$35,000.00 with Otis Engineering for administration, consulting, and support services related to the repair of damaged sidewalks and other concrete projects at multiple locations throughout the City of Frankfort. This amount is equivalent to 14% of the anticipated actual construction costs associated with the Concrete UPC work. Otis Engineering will evaluate unit price totals for each project based on prices provided in the respective bids, provide pre-construction and on-site meetings with contractor and Public Works, stakeout, and layout of individual projects, and contact and coordinate with adjacent properties, utilities, etc. as required during construction. Funds for these services, \$35,000.00, are available in the Municipal Aid account, 535.00.51100. Staff recommends approval of the professional services contract with Otis Engineering and the Mayor to sign any related documents.

3. MOVED TO ACTION ITEMS - Clean Up Week Schedule- Public Works/Solid Waste

4. Professional Services Agreement with Hazen and Sawyer for Riverview Park Bank Stabilization – Public Works

Authorized a Professional Services Agreement with Hazen and Sawyer for Riverview Park Bank Stabilization, in the amount of \$99,680.00 and for the Mayor to sign all related documents. After extensive erosion of the riverbank occurred at Riverview Park, in 2018 and 2021, the City reached out to FEMA for hazard mitigation funds for repairing and stabilizing the bank of the Kentucky River. The areas approved for repair and mitigation are limited to the areas that the City has spent money repairing in the past. The City expects FEMA funding to cover the cost of stabilizing approximately 450 feet of the bank. FEMA requires the submittal of repair and mitigation plans and specifications prepared by a licensed engineer. In consideration of long term impacts and the future uses of Riverview Park, staff would like to repair and stabilize the full 1000 feet of bank lost in these flood events. The City would be responsible for the repair costs in excess of FEMA funding. At this time Hazen and Sawyer has provided a proposal to provide engineering design and bidding services at a cost not to exceed \$99,680.00. This will include bidding options to repair and stabilize the area covered by FEMA with an additive alternate to repair the full 1000 linear feet. Staff recommends approval of the PSA with Hazen and Sawyer in the amount of \$99,680.00 and for the Mayor to sign all related documents. Funds in the amount of \$400,000.00 were budgeted in the Stormwater account 735.00.51100. That amount was estimated based on the FEMA approved mitigation costs. If construction costs exceed that, a budget amendment will be required in the future.

5. MOVED TO ACTION ITEMS - Old Landfill Maintenance Agreement with Colon Jones – Public Works

6. Award Contract for FY2023 Resurfacing Program – Public Works

Authorized the FY2023 Resurfacing Program contract, Bid No. 2222301-535, to Colston Paving Inc. and for the Mayor to sign all related documents. The current condition of the City-maintained streets is reviewed regularly and streets are chosen to be resurfaced based on several factors including service life of pavement, estimated vehicles per day, ride quality, drainage concerns, budget, etc. Public Works received four-unit price bids. Highlights from these bids are listed below:

Contractor	Milling & Texturing (per ton)	Asphalt Surface (per ton)	Tack Coat (per gal)	Estimated Total Cost
Colston Paving	\$40.00	\$98.00	\$3.00	\$331,679.00
Flynn Brothers	\$75.00	\$105.00	\$3.00	\$403,471.00
H.G. Mays	\$40.00	\$112.10	\$3.50	\$370,845.00
Louisville Paving	\$40.00	\$125.00	\$2.75	\$405,352.00

Colston Paving is the low bid and Public Works wishes to enter into a contract for resurfacing. Public Works previously estimated that the combined total of the street segments paved under this contract would not exceed \$250,000.00. This amount was approved in the FY2023 budget and is available in the Municipal Aid account 535.00.51100. Because the selected bid estimates a total cost that exceeds the budgeted amount by \$81,376.00, several previously selected streets will likely need to be removed from the resurfacing list. Staff recommends approval of the contract with Colston Paving Inc. and the Mayor to sign any related documents.

7. Extension of Concrete/Sidewalk Projects UPC with ADE Contracting Inc. – Public Works

Authorized the extension of the Concrete/Sidewalk Unit Price Contract awarded in 2021 to ADE Contracting Inc. for one year and authorized the Mayor to sign all related documents. The 2021 bid documents for bid # 2202101-535 give the city the option to negotiate an extension of the contract for an additional year with up to a 3% increase in pricing if all parties are in agreement. Both ADE Contracting Inc. and Public Works agree to this extension. With approval, Public Works will spend up to \$250,000.00 total with ADE Contracting Inc. for the repair of damaged sidewalks and other concrete projects at multiple locations throughout the City of Frankfort. Funds for this project, \$250,000.00, are available in Municipal Aid account, 535.00.51100, as listed in the recent budget approval for the City of Frankfort. Staff recommends approval of the extension of the contract with ADE Contracting Inc for the concrete/sidewalk projects UPC and for the Mayor to sign all related documents.

8. Request to Approve Bid- Bus Shelter Pad Construction – Public Works/Transit

Authorized a contract with Owl Creek Farms for the construction of 5 bus shelter pads and authorized the Mayor to sign all related documents. The contract amount for pad installation is \$46,271.00 and would be reimbursed by KYTC using FTA FY21 5339 grant funds. Frankfort Transit was awarded \$90,000.00 for the purchase of 5 bus shelters and the construction of 5 bus shelter pads under a FY21 5339 grant. Transit has already bid and approved the purchase of the 5 bus shelters and expects delivery by the end of the year. In order to place the shelters in the community, ADA accessible cement pads must be constructed. Transit advertised an IFB for shelter pad construction on June 17, 2022. The bid was advertised until July 27. Transit received only one bid. Owl Creek Farms submitted a bid that meets all bid specifications and is within price analysis. They submitted a total price of \$46,271.00. In addition, the single bidder, Owl Creek Farms is a registered DBE in Indiana and would provide additional compliance with the federal DBE program. After the bid opening, Transit staff emailed every vendor inquiring on why they chose not to participate in the bid opportunity. Three contractors responded (see attached). Due to the responses, staff believe the bid was written competitively but contractors are unable to perform the job for reasons outside of Transit's control. KYTC agreed with this determination and has approved a request to purchase from Owl Creek Farms. Funds for the construction of bus shelter pads are available in the Transportation Improvement account #530-00-51100. The purchase would be 100% reimbursed with FY22 5339 grant funds provided through KYTC. Staff recommends approving a contract with Owl Creek Farms to construct the bus shelter pads for the amount of \$46,271.00.

9. MOVED TO ACTION ITEMS - Automated Side Loader Financing – Public Works/Solid Waste

10. Amendment #1 Bell Engineering Blower Project – Sewer

Authorized Amendment #1 to a Professional Services Agreement with Bell Engineering for construction administration and resident project representation (RPR) for the Blower Replacement Package and authorized the Mayor to sign all related documents. The Sewer Department completed a Professional Services Agreement with Bell Engineering to design and bid the blower replacement project. The Sewer Department did a separate purchase agreement to purchase the blowers due to a long lead time. Bell Engineering will provide construction administration and RPR services for the duration of construction. The additional cost for these services will be \$76,000.00. Funds are available in account # 300.68.56555. This project was budgeted for \$350,000.00 in FY22-23 for the completion of this project. Staff recommends approval.

11. Amendment # 1 for the Headworks Project – Sewer

Authorized Amendment # 1 to a Professional Services Agreement with Bell Engineering for construction administration and inspection services for the headworks project and authorized the Mayor to sign all related documents. The Sewer Department completed a Plant Asset Management Plan to assess the conditions of the existing WWTP and to identify the needs of the facility. After the plan was completed, there were several upgrades that need to be completed so that the plant can run at a maximum efficiency. The top priority project identified was the replacement of the bar screens in the headworks of the plant. The bar screens have well outlived their useful service life and are in desperate need of being replaced. The construction has started on the barscreens and this amendment will complete the contract with Bell Engineering for this phase of construction. This project is funded in both FY2022 and FY2023. This project has a line item in FY2023 of \$750,000.00. Staff recommends approval.

12. Contract Amendment and Extension with Structured Solutions, LLC for Manhole Rehab Project – Sewer

Authorized a contract amendment and contract extension with Structured Solutions, LLC in the amount of \$350,000.00 for the Manhole Rehab Project and for the Mayor to sign all related documents. As part of the Sewer Departments Long Term Control Plan and inspection guidelines, Department Staff have identified several areas of concern for manhole rehab. Due to age and the natural occurring Hydrogen Sulfide that will build up in sewer systems, the manholes have to be repaired or replaced. If nothing is done to protect these structures, then they could have a catastrophic failure and cause overflows and damage to surrounding structures. The Frankfort Sewer Department advertised for bids in April and bids were opened on April 14, 2021. We received a total of two bids and Structured Solution, LLC was determined to be the lowest qualified bidder. Below is a list of bidders and the amounts:

Structured Solutions, LLC	\$356,282.00
Akins Excavating Company	\$411,780.00

Structured Solutions did an excellent job for the City during the first year of the contract and the Sewer Department would like to extend this contract for another year. This would be the first contract extension with the possibility of three more extensions if needed. Structured solutions has agreed to keep all cost the same for another year. The contract amendment needs to be done so to include the contract renewal language. Manhole rehab is budgeted at \$350,000.00 per year. Staff recommends Board of Commissioners approval of the contract renewal and contract extension.

13. MOVED TO ACTION ITEMS - Purchase of Bobcat T770 – Sewer

14. MOVED TO ACTION ITEMS - Purchase of CAT 309 Excavator – Sewer

15. MOVED TO ACTION ITEMS - Purchase of 2022 Chevrolet Silverado 3500 – Sewer

16. MOVED TO ACTION ITEMS - Purchase of 2022 Chevrolet Silverado 3500 – Sewer

17. USGS Joint Funding Agreement – Sewer

Authorized a Joint Funding Agreement with the United State Department of Interior U.S. Geological Survey (USGS) and to authorize the Mayor to sign all related documents. Approximately 14 years ago USGS began shutting down gauges across the United States due to the federal budget cuts and looked for increased third party support to maintain the infrastructure in place. The Sewer Department was contacted at that time and was asked to participate to keep the gauging station operational and has been a financial partner in the maintenance of the gauging station. The Sewer Department currently has a limit for nutrients in our Kentucky Pollutant Discharge Elimination System (KPDES) Permit which is dependent upon the amount of flow in the Kentucky River. When the U.S. Army Corps of Engineers turned over operation of Lock 4 to the Kentucky River Authority, the USGS took over operation of the gauging station located upstream of Lock 4. This gauging station had been funded by the Corps of Engineers. The gauging station data is used extensively by the Sewer Department to monitor river flows relative to our KPDES discharge permit requirements; specifically, as it relates to nutrient limits. Without the use of this gauging station, the Department would be required to install and maintain adequate monitoring equipment in the Kentucky River to meet our permit.

Annual (October 1, 2022 – September 30, 2023) cost to maintain the gauging station is \$4,300.00 with the Sewer Department funding \$3,000.00; with USGS funding \$1,300.00. Funding is available in account 200.68.53295. Staff recommends approval.

18. Sewer Extension Contract with FDE Properties, LLC - Clarks Pump and Shop – Sewer

Authorized a sewer extension contract with FDE Properties, LLC and to authorize the Mayor to sign all related documents. FDE Properties is the Developer under contract to purchase the property for a future Clark's Pump N Go located on Leestown Road, Frankfort, Kentucky and wishes to construct a sewer extension for the development of that property. The Developer proposes to install 135' of 8" PVC SDR 35 main line pipe and one new manhole. The owner has met all of the requirements of the Sewer Department for this sanitary sewer extension. Staff recommends the Board of Commissioners approve the sewer extension contract with FDE Properties, LLC. Once the Sewer Extension is approved, FSD will send a letter to the KDOW for final approval from the State.

19. Sewer Extension with E. Calvert Kelsey Prime Holdings, LLC - Maples Subdivision Addition – Sewer

Authorized a sewer extension contract with E. Calvert Kelsey Prime Holdings, LLC and to authorize the Mayor to sign all related documents. E. Calvert Kelsey Prime Holdings, LLC is the owner of the property for Maples Subdivision addition located on Forest Ridge Drive, Frankfort, Kentucky and wishes to construct a sewer extension for the development of that property. The Developer proposes to install 180' of 8" PVC SDR 35 main line pipe and one new manhole. The owner has met all of the requirements of the Sewer Department for this sanitary sewer extension. Staff recommends the Board of Commissioners approve the sewer extension contract with E Calvert Kelsey Prime Holdings, LLC. Once the Sewer Extension is approved, FSD will send a letter to the KDOW for final approval from the State.

20. Virtual Reality Simulator Training System – Police

Authorized the purchase the InVeris Police Virtual Reality Simulator and to authorize the Mayor to sign any related documents. Training in law enforcement is in great demand to allow officers the opportunity to maintain skills needed to perform their duties at a high level and provide the services and protection our community deserves. The Frankfort Police Department is continually looking for new ways to increase training time while attempting to manage shortages in manpower efficiently. InVeris Training Solutions is a sole source provider for this form of virtual reality simulator training for Law Enforcement. The Frankfort Police Department took part in a demonstration with InVeris Training Solutions, allowing several officers to be part of the scenarios. Officers found the simulator to be of great value and the scenarios realistic and impactful. It is believed that the InVeris system would allow more training in officer down time or during roll calls, better preparing officers for any scenarios that can be created. The InVeris system allows supervisors or trainers to review the scenarios with officers not only from the officer's point of view, but from all angles in the environment. This type of training will be more efficient for the Frankfort Police Department by saving time for training and money by reducing ammo usage, officer overtime, and training instructor overtime. This system will also allow better community outreach and education through the use of the InVeris virtual reality system at community events, such as National Night Out or the Citizens Police Academy. The Frankfort Police Department is asking to purchase this two-person, virtual reality system from InVeris Training Solutions at this time for a total amount of \$65,050.00; this includes a discount of \$35,400.00. The purchase of this system will not be made through the Police Department's Budget, but through the Federal Asset Forfeiture account. Staff recommends approval of this training system.

21. MOVED TO ACTION ITEMS - New Police Vehicle Purchase – Police

22. MOVED TO ACTION ITEMS - Capital City Museum Artifact Storage Facility Lease (Updated) – Parks

23. Bluegrass Area Development District Work Program – Human Resources

Authorized Human Resources to participate in the Bluegrass Area Development District's (BGADD) Transitional Employment Training Program and authorized signatures on the master agreement to partner with BGADD and Kentucky Career Center.

BGADD offers three paid work experience programs:

- Youth work experience
- Transitional employment training
- Adult internship

The master agreement allows the City to participate in any of the three programs. However, it is likely that the City will primarily participate in the transitional employment training program. This program was created to help eligible adults and dislocated workers gain practical work experience and sharpen their skills while getting paid. The job placements made through this program are intended to help participants improve their chances of being selected for full time employment by working in the position in a transitional capacity for up to 12 weeks or 480 hours. The base pay for program participants will match the starting pay for other employees in the same position and is entirely paid through BGADD.

This is an exciting program which offers another avenue for recruiting staff members and helping them develop skills. It also provides the City's managers an opportunity to evaluate the candidate's work before making a hiring decision.

Some program participants may spend a week or two at Thornhill Education Center receiving business protocol and soft skills training prior to transitioning to a placement with the City and some may begin placement immediately with the City. Job placements may be in any position as long as the placement has the potential to result in full time employment at the end of 480 hours. There is no commitment to continue with candidates if they have not been successful in their placement. Not only is there no cost to participate in this program, it will also generate savings for the City because BGADD will pay up to 480 hours of wages for each program participant. The amount of savings can't be estimated at this time since we are unsure of the number of placements we will receive. Recommend that the City Commission approve the master agreement with Kentucky Career Center and BGADD and authorized the Mayor to sign all related documents.

24. The following personnel items were presented:

- Promotion of Patrick Sword in the Fire & EMS Department from Fire Sergeant to Fire Captain, effective 9/13/22 (Fire/EMS).
- Promotion of Josh Duncan in the Fire & EMS Department from Fire Sergeant to Fire Captain, effective 9/13/22 (Fire/EMS).
- Promotion of Zach McCain in the Fire & EMS Department from Firefighter II to Fire Sergeant, effective 9/13/22 (Fire/EMS).
- Appointment of Zachary Bryant in the Police Department as Patrol Officer I, effective 9/13/22 (Police).
- Appointment of Tanner Harrod in the Sewer Department as Sewer Tech I, effective 9/6/22 (Sewer).
- Appointment of Ephraim Fields in the Sewer Department as Sewer Tech I, effective 9/6/22 (Sewer).
- Appointment of Edward Cox in the Public Works/Transit Department as Transit Drive, effective 9/1/22 (PW/Transit).

- Appointment of Adam Kirk in the Parks & Recreation Department as Golf Course Superintendent, effective 9/22/22 (Parks & Rec).
- Resignation of Jonathan Parker in the IT Department as Network Administrator and to authorize payout of accrued leave, effective 9/26/22 (IT).
- Resignation of Tiffany Grasc in the Fire Department as Firefighter, effective 9/2/22 (Fire).
- Termination of Nicolas Evans in the Police Department as Patrol Officer I, effective 9/20/22 (Police).

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, that items of the Consent Agenda be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

Boards

1. **Forestry Advisory Board** -- Appointment of Christopher Clair (filling vacant term), expiring 5-08-24.

It was moved by Commissioner May, seconded by Commissioner Waldrige, to accept the Mayor's recommendation. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

2. **Human Rights Commission** – Appointment of Kristie Powe (filling remainder of Bob Padgett's term and the next upcoming term), expiring 12-1-25.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to accept the Mayor's recommendation. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

3. **Architectural Review Board** – Appointment of Stewart Stoltz (replacing Kevin Breeck), expiring 9-12-25.

It was moved by Commissioner May, seconded by Commissioner Unger, to accept the Mayor's recommendation. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

Action Items

Previously Action Item No. 21 - Humane Society Road Discussion

John Hibbard, President of the Franklin County Humane Society was in attendance and spoke to the discussion. Mr. Hibbard stated that the city has a low commitment based on the services offered. The main issue is a public road on city property and requested a \$150,000.00 commitment on the road. There was a lengthy discussion between the Board of Commissioners, city staff and Mr. Hibbard.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to advance the Franklin County Humane Society \$60,000.00 (\$30,000.00 in 2024 & \$30,000.00 in 2025) a total of \$60,000.00. Laura Ross, City Solicitor, stated that she has not spoken to the Franklin County Humane Society's attorneys about the legality. Therefore, the motion was withdrawn.

It was moved by Commissioner Rosen, seconded by Commissioner Unger, to donate \$75,000.00 for the road. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May and Mayor Wilkerson (4). Voting against the motion was Commissioner Waldrige (1). The motion was thereupon adopted.

It was moved by Commissioner Waldrige, seconded by Commissioner May, to take a five-minute recess. The motion was adopted by voice vote and recessed at 6:36 pm.

Mayor Wilkerson called the meeting back to order with all members present at 6:40 pm.

Previously Consent Item No. 3 - Clean Up Week Schedule- Public Works/Solid Waste

The Public Works Department is seeking approval for proposed changes to the schedule for Clean Up Weeks. Clean Up Weeks (formerly known as FREE Weeks) are free waste collection events. During these scheduled events residents can place as much excess garbage out for collection as they want, provided it is properly containerized or bundled, and the city collects and disposes of it at no cost to the resident. Prior to 2012, the Solid Waste Division conducted 2 events per year. Beginning in 2012 and as an incentive in conjunction with the Pay As You Throw (PAYT) program, the frequency was increased from 2 to 6 events per year. Although PAYT was later retired, the frequency of events remained the same. The Public Works Department wishes to reduce the number of Clean Up Weeks to 3 per year. Our proposal is to conduct a spring, fall, and winter event. The spring and fall events would occur immediately before or after the city/county Household Hazardous Waste event. The winter event would occur late January or early February. The table below outlines the current conditions compared to the proposed conditions. Based on current landfill rates, reducing events from 6 to 3 per year will save an estimated \$23,082.00 annually. This saving does not include overtime, fuel, or wear and tear on vehicles.

	FREE Weeks	Clean Up Weeks	Comment
Annual Events	6	3	3 fewer weeks of overtime
Collection (tons) ^a	253	278 ^b	Regular week = 185 tons
% increase in collected material	37%	50%	Compared to regular collection week
Cost/Event ^c	\$8,549.00	\$9,404.00	Regular collection week = \$6,245.00
Annual Cost	\$51,294.00	\$28,212.00	Savings = \$23,082.00 ^d \$9,477.00

^a Tonnage listed are total for the weeklong event, not in addition to regular collection weeks.

^b Assumption that with fewer collection events, we will collect approximately 10% more waste per event.

^c Costs listed are total for the weeklong event, not in addition to regular collection weeks.

^d Listed savings are for a full year's worth of Clean Up Week events vs. FREE Week events

City residents have other disposal options available to them as well:

1. The Solid Waste Division offers a Bulk Pickup service. The proposed rates for this service are \$50 if all excess trash is placed in city-owner carts (10 carts supplied) or \$100 to also place bulky items or bagged/bundled garbage out for collection. There is no limit to how many Bulk Pickups can be scheduled per address per year.
2. The county offers a landfill voucher program. Each address is eligible for 4 vouchers per year to haul waste to the landfill.
3. The county generally conducts 2 Clean Up weeks per year where dumpsters are placed around the county for free drop off.

Staff recommends approval of the proposed changes to the Clean Up Week schedule. Staff will implement the new schedule and provide necessary public outreach regarding changes. No ordinance changes are required.

It was moved by Commissioner Rosen, seconded by Commissioner Unger, to reduce the Clean Up Weeks to three (3) per year and try as a pilot program for one (1) year. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

Previously Consent Item No. 9 - Automated Side Loader Financing – Public Works/Solid Waste

The Division of Solid Waste is seeking approval for the financing of a new Automated Side loading garbage truck, enter into a five-year financial agreement with Magnolia Bank and to authorize the Mayor to sign all related documents. The purchase of a new ASL truck for The Division of Solid Waste was approved by the Board of Commissioners for the 21-22 Fiscal year with the purchase being made from Municipal Equipment, through Sourcewell Contract Pricing #091219 NWWY with a price of \$293,478.25, but due to unforeseen issues with equipment availability the purchase was delayed until the 22-23 Fiscal year. Due to that, a decision was made between the Finance Department and Solid Waste to finance the truck. The purchase price was sent to Enterprise Fleet Management and Magnolia Bank for rate and term comparison. The interest rate from Enterprise was 6.2% for seventy-two months with a monthly payment of \$4,892.38, the interest rate from Magnolia Bank was 3.4125% for sixty months and with a monthly payment of \$5,327.39. Magnolia Bank was chosen to finance the truck due to the lower interest rate for the term of the loan. The funds are available in Capital improvements 530-90-56551. Staff recommends that the Board of Commissioners approve the financing of the ASL truck and entering into a five-year financial agreement with Magnolia Bank and the Mayor to sign all needed documents.

Commissioner Rosen requested we investigate electric for the ASL. Byron Roberts, Solid Waste Superintendent stated that it would not charge long enough, would need an 11–12-hour charge. Commissioner Rosen requested that the Public Works staff look at charging capabilities for all vehicles.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to approve. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

Previously Consent Item No. 13 - Purchase of Bobcat T770 – Sewer

The purpose of this memo is to recommend the purchase of a new Bobcat T770 with accessories for the Sewer Department and to authorize the Mayor to sign all related documents. The equipment will be purchased from Bobcat Enterprises, Inc. for the amount of \$86,763.04 and the purchase will be through the State Master Agreement MA 758 1800000615. The Sewer Department budgeted to replace some aging equipment in this budget that were being used by the construction crew. This equipment will replace the current equipment that is being used by construction crew. The current Bobcat skid loader was purchased in 2003 and it has surpassed its useful life expectancy. The Sewer Department received two quotes from Bobcat and a single quote from Whyne for skid loaders. Bobcat quoted a new 23 loader that would be available in approximately six months and a 22 model that is currently available on the lot. The 22 model has a few more accessories but is currently available upon execution of the purchase agreement. Bobcat was lower than Whyne and supplied equipment with more HP. The quote under the State Master Agreement was in the amount \$86,763.04. Bobcat has agreed to accept a trade in of FSD's old equipment for a credit of \$15,000.00. This will lower the total purchase price of the equipment to \$71,763.04. The total cost of the equipment is \$71,763.04 and the budget amount approved for FY 22-23 is \$80,000.00. Staff recommends that the Board of Commissioners approve the Purchase of the Bobcat T770 from Bobcat Enterprises, Inc. and authorize the Mayor to sign all related documents.

Commissioner Rosen requested we investigate electric for the Bobcat. Kenny Hogsten, Sewer Director, stated that it is too early to take the risk, Sewer is not ready. Commissioner Rosen requested that the Sewer Department staff investigate the use of electric vehicles and equipment.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to approve. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

Previously Consent Item No. 14 - Purchase of CAT 309 Excavator – Sewer

The purpose of this memo is to recommend the purchase of a new Caterpillar 309 Excavator with accessories for the Sewer Department and to authorize the Mayor to sign all related documents. The equipment will be purchased from Boyd Company for the amount of \$142,000.00 and the purchase will be through the State Master Agreement MA 758 1800000609. The Sewer Department budgeted to add equipment this year to operate two construction crews. This equipment will add necessary equipment to operate a second construction crew. This equipment is designed to complete some of our bigger in house projects without having to rent any other equipment. The Sewer Department has been pushing our construction crew to be able to complete some larger jobs. This equipment will allow the Sewer Department to operate two construction crews and also allow larger jobs to be completed in house. The Sewer Department received a quote from Boyd Company for the CAT 309 Excavator based on the State Master Agreement. The quote will allow the Sewer Department to operate a second construction crew. The total cost of the equipment is \$142,000.00 and the budget amount approved for FY 22-23 is \$140,000.00. Staff recommends that the Board of Commissioners approve the Purchase of the CAT 309 Excavator from Boyd Company and authorize the Mayor to sign all related documents.

Commissioner Rosen requested we investigate electric for the Excavator. Kenny Hogsten, Sewer Director, stated that it is a big excavator for large projects, there is no electric option. Commissioner Rosen requested that the Sewer Department staff investigate the use of electric vehicles and equipment.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to approve. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

Previously Consent Item No. 15 - Purchase of 2022 Chevrolet Silverado 3500 – Sewer

The purpose of this memo is to recommend the purchase of a 2022 Chevy Silverado 3500 for the Sewer Department and to authorize the Mayor to sign all related documents. The truck will be purchased from Bachman Chevrolet in the amount of \$46,200.00 and the purchase will be through the State Master Agreement MA 1800000184. The truck bed will be purchased from Meyer Truck Equipment in the amount of \$10,500.00. The Sewer Department budgeted to replace the aging vehicles that were being used by the pump crew. This truck will replace the current vehicle 946 that is being used by the pump crew. Truck 946 is a 2013 model and it has surpassed its useful life expectancy. The Sewer Department received a quote from Bachman Chevrolet in the amount of \$46,200.00 based on the State Master Agreement. FSD also received a quote for a 2023 model for a cost of \$58,005.60. By purchasing a 2022 model truck and bed, FSD will save approximately \$11,805.60 per vehicle that it purchases this year. The total cost of the vehicle is \$46,200.00 plus \$10,500.00 for the bed for a total cost of \$56,700.00 and the budget amount approved for FY 22-23 is \$60,000.00. Staff recommends that the Board of Commissioners approve the Purchase of the 2022 Silverado 3500 from Bachman Chevrolet and the truck bed from Meyer Truck Equipment and authorize the Mayor to sign all related documents.

Previously Consent Item No. 16 - Purchase of 2022 Chevrolet Silverado 3500 – Sewer

The purpose of this memo is to recommend the purchase of a 2022 Chevy Silverado 3500 for the Sewer Department and to authorize the Mayor to sign all related documents. The truck will be purchased from Bachman Chevrolet in the amount of \$46,200.00 and the purchase will be through the State Master Agreement MA 1800000184. The truck bed will be purchased from Meyer Truck Equipment in the amount of \$10,500.00. FSD budgeted to replace the aging vehicles that were being used by the collection crew. This truck will replace the current vehicle 939 that is being used by the collection crew. Truck 939 is a 2009 model and it has surpassed its useful life expectancy. FSD received a quote from Bachman Chevrolet in the amount of \$46,200.00 based on the State Master Agreement. FSD also received a quote for a 2023 model for a cost of \$58,005.60. By purchasing a 2022 model truck and bed, FSD will save approximately \$11,805.60 per vehicle that it purchases this year. The total cost of the vehicle is \$46,200.00 plus \$10,500.00 for the bed for a total cost of \$56,700.00 and the budget amount approved for FY 22-23 is \$60,000.00. Staff recommends that the BOC approve the Purchase of the 2022 Silverado 3500 from Bachman Chevrolet and the truck bed from Meyer Truck Equipment and authorize the Mayor to sign all related documents.

Commissioner Rosen requested we investigate electric for the vehicles. Kenny Hogsten, Sewer Director, stated that Sewer requires diesel to pull big equipment like excavators, etc. Commissioner Rosen requested that the Sewer Department staff investigate the use of electric vehicles and equipment.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to approve both vehicle purchases. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

Previously Consent Item No. 21 – New Police Vehicle Purchase – Police

The purpose of this memo is to request the purchase and up-fit of four (4) 2023 Ford Police Interceptor Utility patrol vehicles utilizing funds from FY 2022-2023 budget. These vehicles will be purchased from Frankfort Ford. The Police Department works to maintain the overall quality of the fleet vehicles. Generally, new patrol vehicles are budgeted and purchased each year. For the FY 2022-2023 budget, four (4) patrol vehicles were approved. State contract pricing for the 2023 model year was released on August 15, 2022 with an unforeseen increase. The budget allowed \$220,000.00 for (4) four up-fitted vehicles. The new total would be \$247,598.96, requiring a budget amendment. The Police Department is asking that four (4) vehicles be purchased at this time. The purchase of these vehicles was included in the FY 2022-2023 budget. A bid (2222301-43) was advertised for the 2023 Ford Police Interceptor Utility and Frankfort Ford won the bid, beating the state contract price by \$2,651.00 per vehicle. The total cost for the vehicles will be \$172,244.00. The up-fit will be completed by L&W Emergency Equipment, through approved state contracting, and will be \$61,528.96. The Watchguard camera system is purchased directly from the manufacturer, Motorola Solutions, for a total of \$13,826.00. Motorola Solutions is the sole source provider for Watchguard camera systems. The vehicles will be purchased and up-fitted through budgeted funds from account 530.90.56551. Staff recommends approval of the purchase of these vehicles from Frankfort Ford, the up-fitting by L&W Emergency Equipment, and the camera purchase from Motorola Solutions. Authorize the Mayor to sign all related documents.

Commissioner Rosen requested we investigate electric for the Police vehicles. Dusty Bowman, Chief of Police, stated that currently there are no electric patrol vehicles. Commissioner Rosen requested that the Police Department staff investigate the use of electric vehicles.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to approve the vehicle purchase. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

Previously Consent Item No. 22 – Capital City Museum Artifact Storage Facility Lease (Updated) – Parks

The purpose of this agenda item is to seek Board of Commissioner approval for the Parks Department to enter into a lease agreement with Anchor Property Group, LLC, owners of the State Journal Building on Wilkinson Blvd. for a crucial and vital storage facility for important artifacts, historical documents, and other donated historic items to the Capital City Museum and authorize the Mayor to sign all related documents. The Capital City Museum has long stored very important historical and immensely delicate artifacts, documents, and other items that are key historical items for the City of Frankfort and Franklin County. These items have been donated or collected over several years. These items have been stored at the Downtown Maintenance Facility on Broadway for several years as storage at the museum maxed out. The Broadway Building has been deemed no longer suitable, inadequate, and not safe for the storage. Museum staff has been in contact with the owners of the State Journal building as a possible storage facility for the museum. Other storage areas of Frankfort were considered, with this being determined as the best option available and the most immediately available. Staff is confident that this facility is suitable for the storage of the museum items and will meet the needs of the museum for years to come.

Staff recommends at minimum a two-year lease. It is important to not move the items as much as possible. We anticipate the move to be moderately expensive as is. Our current collection is over 15,000 physical objects, most of which are currently stored at the Broadway facility, with one of our most fragile collections stored at Bridge Street. For instance, we have a minimum of 90 boxes at Broadway storage which have already been moved from the museum and will need to be moved again. These boxes only count items currently boxed in acid-free boxes and does not include the three additional rooms of our collection stored at that site. Should we do a one-year lease and move again, we risk damage to our already fragile collection. For example, our framed items were moved offsite in the first move and have been damaged, rendering many unusable as a result. The storage space that is before the BOC is our most ideal choice for storage in the current market due to the cost and amenities. Amenities-wise, it has an almost-ideal level of security, no natural light, sprinkler system, no history of flooding, entry via locking garage doors, office spaces, and open storage. Cost wise, the space is the cheapest we've looked at for the square footage. We currently occupy about 1,500-2,000 square feet of storage across our three facilities. It is difficult to calculate the actual occupied area due to the degree our storage is spread out and that I'm constantly learning of new places which have artifacts tucked away throughout the city facilities. Ideally, most recommendations for seeking new museum storage are to find space with 10 years of projected growth. The space we've presented is listed for \$3,000.00 a month, not including utilities, but the owners have agreed to \$2,500.00/month over three years as the museum is run by the city and the 501c3 non-profit. To help put the current scope of availability in context, we've created a spreadsheet (see attached which are on file with the City Clerk) for self-storage options and commercial leasing spaces within Frankfort. Please note that self-storage options are incredibly limited in availability, even though we'd need multiple units to house our current collection.

Following a brief discussion, it was moved by Commissioner Unger, seconded by Commissioner Rosen, to approve the lease. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

Mayor Wilkerson requested to move Action Item No. 5 to the beginning of Action Items. The item was moved without objection.

5. Second Reading

“AN ORDINANCE REZONING PROPERTIES LOCATED ON HOLMES STREET, WARSAW STREET, AND BARRETT AVENUE WITH THE ADDRESSES OF 211 HOLMES STREET, 213 HOLMES STREET, AND 215 HOLMES STREET, MORE SPECIFICALLY DESCRIBED AS PVA MAP NUMBERS 061-44-04-006.00, 061-44-04-007.00, AND 061-44-04-008.00 FROM GENERAL COMMERCIAL DISTRICT “CG” TO INDUSTRIAL COMMERCIAL DISTRICT “IC”. This ordinance had its First Reading on August 22, 2022. Summary: This ordinance approves a zone map amendment for the properties with the addresses of 211 Holmes Street, 213 Holmes Street, and 215 Holmes Street, more specifically described as PVA Map Numbers 061-44-04-006.00, 061-44-04-007.00, and 061-44-04-008.00, from General Commercial District “CG” to Industrial Commercial District “IC”.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to adopt the ordinance. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige (4). Those voting against the motion were none (0). The Ordinance was thereupon adopted (Ordinance No.13, 2022 Series). *Note: Mayor Wilkerson recused himself and abstained from the vote.*

1. First Reading

“AN ORDINANCE AMENDING CITY OF FRANKFORT CODE OF ORDINANCES, SECTION 38.02, REGARDING APPLICATION OF LOCAL PREFERENCES IN PROCUREMENT” was presented, read, and sponsored by Commissioner May. Summary: This ordinance amends Section 38.02 of the City of Frankfort Code of Ordinances to provide an exception to the local preference requirements upon appropriate written finding by the City Manager.

2. First Reading

“AN ORDINANCE AMENDING VARIOUS SECTIONS OF CITY OF FRANKFORT CODE OF ORDINANCES CHAPTER 50 REGARDING GARBAGE AND SOLID WASTE” was presented, read, and sponsored by Commissioner Unger. Summary: This ordinance amends various sections of City of Frankfort Code of Ordinances Chapter 50 related to Solid Waste and Garbage as follows: 1) Amends 50.01 to delete the obsolete term of “Responsible Tenant”; 2) Amends 50.02 to eliminate the ability of large multi-family dwellings to receive city service when it is not safe or reasonable; and not allow bulky items to be picked up without scheduling and paying for a bulk pick up; 3) Amends 50.03 to delete references to size 35 gallon carts which are generally no longer supplied, clarify that the city supplies only one trash/recycle container, and delete ambiguous language regarding container placement; 4) Amends 50.04 to delete requirements solely applicable to evictions and replace them with requirements related to all bulk pick-ups; 5) Amends 50.05 to clarify that procedures and schedules for leaf collection are set by the Public Works Director; 6) Amends 50.10 to not allow curbside recycling for apartment/ condominium buildings with more than 8 units per lot of record; 7) Amends 50.11 to clarify which rules and regulations require Board of Commissioners approval, including clarifying that approval is required for any fees or penalties established by the Public Works Director; 8) Amends throughout to delete references to outdated fee amounts and clarify that the Public Works Director will establish the fees; and 8) Amends throughout to change references from “city bags” to “city overflow bags” and “unlimited pickup days” to “Clean Up Weeks.”

3. REMOVED - First Reading - **“AN ORDINANCE AMENDING THE CITY OF FRANKFORT CODE OF ORDINANCES, SECTION 52.02(C) RELATING TO CONNECTION CHARGES”**. Summary: This ordinance removes Section 52.02(C)(1) of the City of Frankfort Code of Ordinances pertaining to Tap Fee and revising Section 52.02(C)(2) pertaining to Capacity Fee.

4. Second Reading

“AN ORDINANCE REZONING PROPERTIES LOCATED ON BROADWAY STREET AND WILKINSON BLVD WITH THE ADDRESSES OF 402 BROADWAY STREET AND 405 WILKINSON BLVD, MORE SPECIFICALLY DESCRIBED AS PVA MAP NUMBER 061-00-00-103.18, PVA MAP NUMBER 061-00-00-104.00 FROM SPECIAL GOVERNMENT DISTRICT (SG) TO URBAN MIXED-USE DISTRICT (UM)”. This ordinance had its First Reading on August 22, 2022. Summary: This ordinance approves a zone map amendment for the properties with the addresses of 402 Broadway Street and 405 Wilkinson Blvd more specifically described as PVA map Numbers 061-00-00-103.18 and 061-00-00-104.00, from Special Government District (SG) to Urban Mixed-Use District (UM).

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to adopt the ordinance. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The Ordinance was thereupon adopted (Ordinance No.12, 2022 Series).

6. Second Reading

“A JOINT ORDINANCE OF THE CITY OF FRANKFORT BOARD OF COMMISSIONERS AND FISCAL COURT OF FRANKLIN COUNTY, KENTUCKY - AN ORDINANCE AMENDING CITY OF FRANKFORT CODE OF ORDINANCES SECTIONS 36.196 and 36.197 RELATING TO MEMBERS AND TERMS OF THE CITY/ COUNTY CAPITAL COMMUNITY ECONOMIC/INDUSTRIAL DEVELOPMENT AUTHORITY (d/b/a KCDC)”. This ordinance had its First Reading on August 22, 2022. Summary: This ordinance amends Sections 36.196 and 36.197 of the City of Frankfort Code of Ordinances to provide for the appointment and term of a jointly appointed seventh member of the City/ County Capital Community Economic/Industrial Development Authority.

It was moved by Commissioner Unger, seconded by Commissioner Waldrige, to adopt the ordinance. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The Ordinance was thereupon adopted (Ordinance No.14, 2022 Series). *Note: This Ordinance will be sent to Franklin County Fiscal Court and will have to be adopted by them to become an official ordinance.*

7. Second Reading

“AN ORDINANCE FIXING THE RATE OF TAXATION FOR THE YEAR 2023 ON ALL MOTOR VEHICLES AND LEVYING SAID TAX FOR ALL CITY PURPOSES”. This ordinance had its First Reading on September 12, 2022. Summary: This ordinance fixes the rate of taxation for the year 2023 at the sum of twenty-two and seven tenths cents (22.7 cents) on each one hundred dollars (\$100) valuation on all motor vehicles subject to taxation in the City.

It was moved by Commissioner May, seconded by Commissioner Unger, to adopt the ordinance. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The Ordinance was thereupon adopted (Ordinance No.15, 2022 Series).

8. Second Reading

“AN ORDINANCE FIXING THE RATE OF TAXATION FOR THE YEAR OF 2022 ON ALL TAXABLE CAPITAL OF DOMESTIC LIFE INSURANCE COMPANIES SUBJECT TO TAX AND LEVYING SAID TAX FOR ALL CITY PURPOSES”. This ordinance had its First Reading on September 12, 2022. Summary: That the 2022 City of Frankfort ad valorem tax rate is Five and Three Tenths Cents (5.3 cents) on each One Hundred Dollars (\$100) valuation on taxable capital of domestic life insurance companies.

It was moved by Commissioner Unger, seconded by Commissioner Rosen, to adopt the ordinance. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The Ordinance was thereupon adopted (Ordinance No.16, 2022 Series).

9. Second Reading & Public Hearing

“AN ORDINANCE FIXING THE RATE OF TAXATION FOR THE YEAR OF 2022 ON ALL REAL AND TANGIBLE PERSONAL PROPERTY SUBJECT TO TAX, PUBLIC SERVICE COMPANIES AND LEVYING SAID TAX FOR ALL CITY PURPOSES”. This ordinance had its First Reading on September 12, 2022. Summary: That the 2022 City of Frankfort ad valorem tax rate is Nineteen and Three Tenths Cents (19.3 cents) on each One Hundred Dollars (\$100) valuation of all real and personal property; Nineteen and Three Tenths Cents (19.3 cents) on each One Hundred Dollars (\$100) valuation on public utilities and public service companies taxable on a franchise basis.

The meeting was recessed at 8:02 pm.

The roll was called, and Mayor Wilkerson opened the Public Hearing at 8:02 p.m. with all members present.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to close the public hearing. All members being present, the motion to close the hearing was adopted by voice vote without objection at 8:03 p.m.

It was moved by Commissioner Unger, seconded by Commissioner May, to adopt the ordinance. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The Ordinance was thereupon adopted (Ordinance No.17, 2022 Series).

10. Parks Surplus Order for Houses at Juniper Hill & East Frankfort Park - Parks

The purpose of this agenda item is to seek approval for the Parks Department to surplus two employee houses and approval for the Mayor to sign any related documents. Many park areas include modular homes for staff to reside for after-hours issues. The department is using more security guard staffing for safety and as staff move from the employee housing the department would like to surplus the structures. One modular home is located at the back of Juniper Hill Golf Course. The second is located at East Frankfort Park. Neither structure has staff residing in them. The two modular homes listed are very dated and in need of major repair, at this point they are unlivable. Financially the best option is to surplus the structures for beautification and space in our parks. Staff recommends approval of the surplus items and the Mayor to sign any related documents.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to adopt the order. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The Order was thereupon adopted (Order No.17, 2022 Series).

11. Telecom Franchise Award & Resolution

The purpose of this memorandum is to request award of a telecommunications franchise to OpenFiber Kentucky Company, LLC. ("OFKY"), and authorization for the Mayor to sign all related documents. In June 2022, the BOC adopted an ordinance authorizing telecommunications franchises within the City and establishing all necessary procedures. The City subsequently advertised for bids and as expected, received one bid from OFKY. The City's consultant and I reviewed the application and OFKY has complied with all necessary requirements, including payment of the application fee of \$8,000.00, the administrative fee of \$2,000.00, and 5% of the fair estimated costs of the proposed telecommunications system in an amount of \$2,189.69. In addition to the resolution granting the franchise, it is requested that the BOC approve the franchise agreement setting forth the terms of the franchise and requiring compliance with the franchise ordinance. OFKY will be required to submit maps and specifications and receive the necessary permits and approvals prior to beginning any construction. Staff recommends that the BOC approve the resolution awarding the franchise and the franchise agreement.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to adopt the resolution. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The Resolution was thereupon adopted (Resolution No.26, 2022 Series).

12. TABLED UNTIL OCTOBER - NEW Investment Policy & Order

13. Emergency Clean-out of 3 Clarifiers – Sewer

The purpose of this memo is to request the Board of Commissioners to declare an Emergency for a construction Purchase Order with Herrick Company to clean out the influent pipes of three clarifiers and to authorize the Mayor to sign all related documents. The Sewer Department has been working to identify reasons the flow through the plant has slowed over the years. This was first discovered around 2018 when there was a heavy rain event and the plant lost about 3 MG in throughput. Over the past 5 years, this trend has continued, and staff have seen the throughput of the plant diminish down to 22 MGD when the plant consistently was able to throughput 30 MGD plus. Sewer Staff pulled all plans and specifications of the plant and determined that the problem was more than likely in the influent line going from the four-way splitter box into the center ring of the clarifier. We discussed the problem with Bell Engineering and they concurred with staffs findings. Herrick Company was onsite completing the construction of the bar screens and staff discussed the options with Herrick's staff. Herrick established a plan to cut a window in the bottom of the tube to gain access into the pipe. The only other option to gain access would be to take the equipment out of the clarifier and jackhammer the concrete floor to get to an access point. Since this was the least invasive option, we asked Herrick to complete this task on one of the clarifiers. Herrick completed the work and found the tube to be almost 90% blocked with rags, wipes and debris. All the rags, wipes and debris have been removed from one clarifier, but it is causing that clarifier to be overloaded due the other three are still blocked with rags, wipes and debris. If we do not get the other clarifiers done quickly, staff believes we may have a solids release during a heavy rain event. Due to this possible condition FSD recommends emergency execution of a construction purchase order with Herrick Company to complete the work on the three remaining clarifiers. Funds are available in account # 300.68.56555. This project will come out of the emergency repairs line items which \$200,000.00 has been budgeted for FY 22-23. Staff recommends approval.

It was moved by Commissioner May, seconded by Commissioner Rosen, to adopt the order. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The Order was thereupon adopted (Order No.18, 2022 Series).

14. "A RESOLUTION IN SUPPORT OF ISSUING A STAMP TO HONOR MUHAMMAD ALI"

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to adopt the resolution. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The Resolution was thereupon adopted (Resolution No.27, 2022 Series).

15. Veterans Day Event MOU

To request authorization for the City of Frankfort to enter into a Memorandum of Understanding with B.P.O. Elks #530 to host a Veterans Day event in downtown Frankfort on Friday, November 11, 2022. Also, to authorize the Mayor to sign all related documents. Veterans Day is a federal holiday recognized annually on November 11. The Veterans Day holiday recognizes and celebrates the service of all military veterans of the United States Armed Forces. Annually, the Franklin County Veterans of Foreign Wars (VFW) Post 4075 hosts a community ceremony on Veterans Day to honor those who have served in our community. This year, the B.P.O. Elks #530 is partnering with VFW Post 4075, and American Legion Frankfort Post 7, to host this Veterans Day event for the Frankfort community and to add the addition of a veteran's parade prior to the annual ceremony. To execute this event for the community, B.P.O. Elks #530 are requesting event partnership with the City of Frankfort through an event Memorandum of Understanding (MOU) to execute this event. Per the MOU, the City of Frankfort will serve as an event partner by overseeing the logistics of the day, including street closures, security, and transit, as well as rolling roadblocks for the parade. City of Frankfort staff will also provide assistance with event coordination from the Project Manager, Community Engagement, Parks staff, and Emergency Management Director. The ceremony event will also be hosted on city property and property leased to the city at the Farmers Market Pavilion.

The B.P.O. Elks #530 will serve as the event coordinator and will oversee event details, marketing, and activities. Staff time from Community Engagement, Emergency Management, Transit, and Parks and Recreation departments to provide necessary event coordination, safety and logistics, and cleanup required of the event. The total amount of time needed from staff for the day-of the event is anticipated to be 4 hours (9AM- 1PM). Staff recommends approval. Veterans Day is a significant holiday, and this event presents an opportunity to host an important event for the Frankfort community. The City's partnership will help strengthen the event to make it a success.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to approve. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

16. Second Street TIGER Project City/FEWPB Reimbursement Agreement Amendment #3 & Resolution

The purpose of this memo is for the Board of Commissioners to approve Amendment #3 and authorize the Mayor to sign all related documents. The subject agreement defines the scope of FEWPB services on the subject project and the amount of TIGER funds that will be reimbursed to FEWPB for these services. We have prepared Amendment #3 to the April 15, 2019, agreement to effectively revise the associated costs. In particular, we have been provided final FEWPB cost information. We have revised the reimbursement amounts for electric utility work (\$650,475.07) and telecommunications utility work (\$47,058.53) to reflect the FEWPB final costs. The FEWPB Board will consider this amendment at its September 20th meeting. The City Solicitor has reviewed and approved Amendment #3 and the accompanying resolution. Staff recommends approval of Amendment #3.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to adopt the resolution. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The Resolution was thereupon adopted (Resolution No. 28, 2022).

17. Holmes Street Corridor RAISE Planning Grant Federal Highway Administration (FHWA), Kentucky Transportation Cabinet (KYTC), and City of Frankfort Grant Agreement & Resolution

The purpose of this memo is for the Board of Commissioners to approve the RAISE Grant Agreement and authorize the Mayor to sign all related documents. On November 15, 2021, the City of Frankfort was awarded an FHWA Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant in the amount of \$616,000.00 for the Holmes Street Corridor Planning Project. The local matching funds are \$124,000.00 from the City, \$10,000.00 from the Frankfort Plant Board, and \$20,000.00 from Columbia Gas for a total of \$154,000.00. The total available funding for this project is \$770,000.00.

The subject grant agreement has been finalized and is being circulated for signatures. KYTC Secretary Jim Gray has already signed it and it has been forwarded to the City for the Mayor to sign. This agreement stipulates the grant funding along with the FHWA provisions that accompany such a commitment. This agreement, when executed, will allow the City to be reimbursed for eligible project expenses up to the \$616,000 amount. Once we return the grant agreement to KYTC, they will forward to FHWA- Kentucky Division for their signature. KYTC will then provide us a fully executed grant agreement with a draft of a KYTC-City Memorandum of Agreement (MOA) which will provide for the reimbursement of grant funds. Once the MOA is executed, we can issue a Notice to Proceed to Strand Associates. Staff recommends approval of the RAISE Grant Agreement.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to adopt the resolution. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The Resolution was thereupon adopted (Resolution No. 29, 2022).

18. Suggested First Voting on One - Time Projects – City Manager

At the previous Commission meeting, the Board of Commissioners asked that the one-time projects be grouped into two rather than three voting sessions. The memo below offers that as well as suggestions on projects that could be lowered or not funded until there is a more specific plan in place. The Unrestricted Fund Balance policy adopted requires three months of operating expenses be kept for the City's unrestricted fund balance, which equates to approximately \$12 million dollars. Our current estimate of unrestricted funds is approximately \$18 million dollars. The City has a \$2.5 million dollar commitment for a possible future YMCA and the City should conservatively set aside \$2.5 million dollars in case we don't raise enough revenue or realize enough cost savings to cover the projected \$4 million dollar shortfall for FY 24. These projected needs total \$17 million, leaving \$1 million available to spend on one-time programs or capital improvement costs. At the work session on September 12, the Board of Commissioners asked to group the projects in 2 voting sessions not 3. The City Manager, upon further reflection, suggests that certain items be reduced or removed, based on whether the city is fully ready to pursue the initiative or there are other factors that contribute to a project being pursued at a later date.

For example, as City Manager I suggest removing the \$50,000.00 for supporting river access. At this time, we will be replacing the riprap and shoring up the bank at Riverview Park. That should be completed before we purchase additional docks, etc. At Blanton's Landing, we will be conducting a geo tech analysis and we should get those results that before investing in more docks, community boat storage, etc. Approve recommended projects for September voting meeting and review proposed projects for December and communicate any ideas, concerns, or suggestions.

September 26, 2022, Voting meeting

Project	Explanation	Cost
Senior Center/Meals on Wheels	Kings Daughters Apartments is no longer serving meals and there is greater demand on the Senior Center to provide meals.	\$10,000.00
Homelessness	Simon House is starting a capital campaign to buy the building from Franklin County (who wants them to pay \$175k for the building). They need 60K to sprinkle the building so they can shelter overnight 30 (instead of being limited to 16) people and need 100K to hire 4 people so they can start accepting folks for overnight shelter. I suggest paying half the cost for staff (to share with county) and pay for the building to be sprinkled.	\$110,000.00
KSU and Town Gown Support (IDEA/Story of Frankfort):	Various programs and efforts to create a stronger relationship with KSU (events, flags, billboards, etc) \$25,000. FY 23 budget already added \$5K for town gown projects. I would suggest adding an additional \$20K to meet the \$25K request.	\$20,000.00
Communications Support (Story of Frankfort) from BoC and staff	Hire communications consultant to help implement The Story of Frankfort priority of Strategic Plan; support city in developing content, marketing, etc.	\$50,000.00
Renewable Energy Resolution (Sustainability)	NREL is now working on a plan to transition City operations to renewable energy. \$150,000 - \$250,000. We don't have a firm estimate from NREL yet but will receive the final report later this fall. These funds would continue the planning process to meet the Resolution's goal and advance the entire City to Renewable Energy in 2030.	\$150,000.00
Tennis Courts at Juniper Hills	Complete reconstruction of tennis courts at Juniper Hills as they are badly damaged; maybe add pickleball courts; need lights as well. \$180,000 - \$200,000	\$190,000.00
Total		\$530,000.00

It was moved by Commissioner May, seconded by Commissioner Waldrige, to approve. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

19. Application for U.S. Department of Transportation “Connecting Community’s” Grant funds for Pedestrian refuge islands in Versailles Road Corridor – Grants/Planning

Staff requests approval to apply for grant funds for planning and engineering under the U.S. Department of Transportation’s “Connecting Community’s” Grant Program and to authorize the Mayor to execute all grant documents pertaining to this application. “Connecting Community’s” funding focuses on transportation improvement projects which make improved connections between underserved portions of communities or improve the safety and efficiency of connections within these communities. Staff would like to request authorization to apply for funding for the planning and design of potential pedestrian refuge islands or other pedestrian crossing safety improvements in the Versailles Road Corridor. In 2015, a Pedestrian and Bicycle Safety Assessment was conducted by the Federal Highway Administration with the cooperation of the KYTC, City, County, Walk/Bike Frankfort, Federal Transit Administration and the National Highway Traffic Safety Administration. The results of the report were multiple recommendations about improving the pedestrian facilities in the corridor including the potential for mid-block crossings with Refuge Islands. Refuge islands could be an effective tool to help residents which may live on one side of Versailles Road and must cross the four lane road on foot either to get to a place of work or to access shopping. The project is anticipated to cost no more than \$125,000.00. The City would be requesting up to \$100,000.00 grant and would be responsible for a match not to exceed \$25,000.00 of cash or in-kind services.

It was moved by Commissioner Unger, seconded by Commissioner Waldrige, to approve. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

20. Old Landfill Maintenance Agreement with Colon Jones – Public Works

The purpose of this memo is to request approval of a Maintenance Agreement with Colon Jones for the maintenance of the old City-owned landfill, and for the Mayor to sign all related documents. The agreement with Mr. Colon Jones, entered into in 2017, for ongoing maintenance at the City owned Landfill has expired. The following is a summary of the history of this property.

1. In the 1960s the City of Frankfort entered into an agreement with Colon Jones Sr for the City’s municipal waste to be landfilled on an area of his property of approximately 22.49 acres. This agreement states that when the City’s contracted hauler is no longer bringing waste to the site, the City will cover the site with two feet of topsoil and provide site maintenance in perpetuity. The landfill was only active for approximately 4 years.

2. Since that time, per the agreement, the City has periodically worked at the site to place fill material in areas where there has been settlement so that water can drain off the site.

3. In 2013, The Kentucky Division of Waste Management Closure Section covered the cost of a “Stage One Site Characterization” study conducted by Kenvirons. The outcome was that the City was in compliance and should apply topsoil periodically in order to provide adequate cover and drainage over the waste site to remain in compliance.

4. In 2017, the City determined that the material and hauling cost was about \$125,000 annually, because they no longer had access to adequate material at the Carpenter farm. A 5-year agreement was entered with Colon Jones, Jr., the current owner of the property, to maintain the site and supply any needed soil for a monthly cost of \$1,250.

At this time the City would like to renew the Maintenance Agreement for five years. The city will provide monthly inspections of the site. If any concerns are noted during inspections, Mr. Jones will be required to resolve the issue. If either party wished to cancel the agreement at any time for any reason, they may do so with 90 days’ notice. Mr. Jones has agreed to continue providing services at the previously approved rate of \$1,250 per month. There has also been a right of first refusal added to the agreement, to ensure that the City may have the first opportunity to purchase the property if Mr. Jones sells it. Funds are budgeted in account #100.65.53295. Staff recommends that the Agreement be approved for the next 5 years.

It was moved by Commissioner Unger, seconded by Commissioner May, to approve. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

It was moved by Commissioner Waldrige, seconded by Commissioner Unger, to go into Executive Session per KRS 61.810(1)(f), personnel discussion of an employee’s request for a hearing. Action may be taken in open session. The motion was adopted by voice vote. The meeting went into closed session at 8:23 p.m.

It was moved by Commissioner May, seconded by Commissioner Unger, that the meeting return to open session. The motion was adopted by voice vote. The meeting returned to open session at 9:06 p.m.

It was moved by Commissioner May, seconded by Commissioner Waldrige, to uphold the City Manager’s recommendation and no hearing will be held. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Rosen, Unger, May, Waldrige and Mayor Wilkerson (5). Those voting against the motion were none (0). The motion was thereupon adopted.

It was moved by Commissioner Unger, seconded by Commissioner Waldrige, that the meeting adjourn. The question was put upon the motion and was adopted by voice vote. The meeting adjourned at 9:08 p.m.

Mayor

Attest:

City Clerk