

April 3, 2018

A Special Board meeting of the Electric and Water Plant Board of the City of Frankfort, Kentucky, was held at the Frankfort Plant Board Administration Building at 151 Flynn Ave. Frankfort, KY on Tuesday, April 3, 2018 at 5:00 p.m.

ATTENDANCE:

Anna Marie Pavlik Rosen, Board Chair
Walt Baldwin, Vice Chair
Ralph Ludwig, Board Member
Dawn Hale, Board Member
Stephen Mason, Board Member
James Liebman, Board Attorney
David Billings, Chief Water Engineer
David Columbia, Business Products Specialist
Sharmista Dutta, Water Engineer
Adam Hellard, Security Broadband Technology Manager
Ryan Henry, Asst. IT Director
Cathy Jennings, Executive Assistant
Cathy Lindsey, Public Information Officer
Kathy Poe, Executive Assistant
Hance Price, Staff Attorney/Asst. GM Administration
Alan Smith, Water Dist. Superintendent
Scott Stafford, Production Manager Media Services
Jeremy Blackburn, Cable 10 Videographer
Alfred Miller, State Journal

AGENDA

The Agenda for the Board Meeting was received and entered into the Minute Book as follows:

1. **Conduct Public Hearing Regarding: Adjustments to Cable Advertising Rate Card Which Fall in Line with Viamedia Partnership, Including Rates for 26 New Networks and a New Online Advertising Structure.**
2. **Action Item: Consider Award of Bid Invitation #1652 for Phase 1 Fencing, Landscaping and Parking Lot Demolition to Meyer Midwest, Inc. in the amount of \$514,800.00.**
3. **Informational Item: Reservoir Project Presentation.**
4. **Request Permission to Have Chair Call for a Closed Session:** Move to call a closed session to discuss settlement negotiations regarding ongoing employment litigation pursuant to KRS 61.810(1)(c).
5. **Closed Door Session:**

BOARD ACTION

Ms. Rosen called the meeting to order and noted five (5) Board members in attendance.

1. **Conduct Public Hearing Regarding: Adjustments to Cable Advertising Rate Card Which Fall in Line with Viamedia Partnership, Including Rates for 26 New Networks and a New Online Advertising Structure.**

Mr. Baldwin convened the public hearing and read the opening statement. Mr. Stafford explained the changes to the rate card for cable advertising. He reiterated that these rates would not affect cable television rates.

Mr. Baldwin opened the floor for public comment and there were none. Mr. Baldwin reiterated that comments would be accepted by FPB until close of business on April 16, 2018 and adjourned the public hearing.

2. **Action Item: Consider Award of Bid Invitation #1652 for Phase 1 Fencing, Landscaping and Parking Lot Demolition to Meyer Midwest, Inc. in the amount of \$514,800.00.**

Project Background:

- 8/15/2017 GRW made a final presentation to board for the plans for fencing, landscaping and parking lot demolition.
- 8/28/2017 FPB Staff and FPB Board Member Cubine met with Tanglewood Neighborhood Association (TNAi) to receive their comments and suggestions on the final plans.
- 9/19/2017 FPB Board voted to approve final plans for fencing, landscaping and parking lot demolition with TNAi additional requests.
- 10/2/2017 Plans submitted to City of Frankfort Planning and Zoning
- 01/31/2018 FPB sent project out to bid
- 02/21/2018 FPB held mandatory pre-bid meeting at the FPB Clubhouse. There were three potential bidders attended the meeting.
- 03/09/2018 bid opening was held at 1 P.M. at the FPB Service Center. The following companies submitted bids.

*Meyer Midwest, Inc. in the amount of \$514,800.00

*Jackson Construction in the amount of \$950,000.00

Staff recommends Meyer Midwest, Inc. in the amount of \$514,800.00 being the lowest bid meeting specifications.

Mr. Hellard reiterated the background of the project as listed above.

Mr. Baldwin moved to award Bid Invitation #1652 for Phase 1 Fencing, Landscaping and Parking Lot Demolition to Meyer Midwest, Inc. in the amount of \$514,800.00. Ms. Rosen seconded.

In discussion, Mr. Ludwig, Mr. Mason and Ms. Hale stated that they did not feel it was in the best interest of the ratepayers to approve the project as stated at this time. Mr. Ludwig and Ms. Hale stated that they were not in agreement with the demolition of the parking lot but could agree on the other portions. Mr. Mason stated that something should be done but not to this degree.

Mr. Baldwin and Ms. Rosen discussed mediation, past meetings and discussions with the Tanglewood Neighborhood Association (TNA). They stated that the parking lot was built after the mediation agreement was signed, was intrusive to neighboring properties and it should be demolished.

Ms. Hale asked if the motion could be amended to omit the demolition of the parking lot? Mr. Baldwin stated he was not willing to amend the motion.

After additional comments by Mr. Van Sickel from TNA and Commissioner Scott Tippet, Ms. Rosen called for the vote to be taken. Mr. Ludwig defined the vote stating that a vote "yes" was to award the bid with all three (3) components, and a

vote "No" was not to award the bid. The motion passed with a 3-2 vote. Mr. Baldwin, Ms. Hale and Ms. Rosen voted "Yes" and Mr. Ludwig and Mr. Mason voted "No".

3. **Informational Item: Reservoir Project Presentation.**

Mr. Billings made a presentation regarding the reservoir replacement project. He stated that this presentation would also be given to the City Commission at its April 16, 2018 meeting concerning the reservoir.

4. **Request Permission to Have Chair Call for a Closed Session:** Move to call a closed session to discuss settlement negotiations regarding ongoing employment litigation pursuant to KRS 61.810(1)(c).

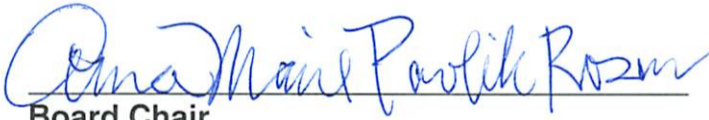
Mr. Baldwin moved to go in to closed session to discuss settlement negotiations regarding ongoing employment litigation pursuant to KRS 61.810(1)(c). Mr. Ludwig seconded. The motion passed unanimously and the board moved to closed session.

5. **Closed Door Session:**

Mr. Ludwig moved to go back to open session. Mr. Baldwin seconded. The motion passed unanimously.

Mr. Ludwig moved to Hance and Staff proceed in accordance with the discussion had in closed session. Mr. Baldwin seconded. The motion passed unanimously.

Mr. Ludwig moved to adjourn. Mr. Baldwin seconded. The motion passed unanimously and the meeting adjourned at 6:15 p.m.


Board Chair


Attest: Board Secretary/Treasurer