

**MINUTES OF REGULAR SESSION
OF THE
CITY OF FRANKLIN
CITY COMMISSION**

February 13, 2023

**City Hall
117 West Cedar Street
Franklin, Kentucky**

The Franklin, Kentucky City Commission met in Regular Session at 12:00 Noon, Monday, February 13, 2023, in the City Hall meeting room located at 117 West Cedar Street, Franklin, Kentucky.

Members attending were as follows:

Mayor Larry Dixon	Present
Commissioner Jamie Powell	Present
Commissioner Herbert Williams	Present
Commissioner Dale McCreary	Present
Commissioner Wendell Stewart	Present

Others present included City Manager Kenton Powell; City Attorney Scott Crabtree; City Personnel Director Rita Vaughn; City Finance Director Carol Rigggenbach; City Police Chief Roger Solomon; Public Works Director Chris Klotter; City Clerk Cathy Dillard; Donzella Lee, F-S Human Rights Commission; Derek Parham, WBKO Media Representative; Tammie McCory; Sharon Payton; Amanda East; April Sermons; Sheena Searcy; Emmalee Knight; Jennifer Knight; Ryan Holmes; and, Carter Munday.

Mayor Dixon called the meeting to order at 12:00 Noon, and Commissioner Powell offered the opening prayer.

HEAR THE PUBLIC

Tammy McCory, Executive Director of Live the Proof, Inc., requested information from the Commission regarding ARPA funds. Specifically, he asked how much was received from ARPA funding and how the funds were spent. In addition, he inquired if any of the funds were designated to rural homelessness.

Finance Director Carol Rigggenbach and City Manager Kenton Powell addressed Mr. McCory's questions and Commissioner Stewart indicated the City and County were equally sharing the costs to enhance the county-wide emergency communication system. In addition, ARPA funds were also being utilized to construct the new police station.

RECOGNITION

Mayor Dixon presented a Proclamation from the City of Franklin to the members of the Franklin-Simpson High School Future Business Leaders of America Chapter in recognition of FBLA Week. Accepting the proclamation on behalf of the F-S FBLA was Emmalee Knight who was accompanied by Sheena Searcy, Student Advisor for F-S High School chapter.

City Manager Kenton Powell asked the Commission to recognize and congratulate Chief Roger Solomon for completing his Master of Science in Organizational Leadership from the Indiana Institute of Technology. Chief Solomon completed his degree while working full time and maintaining a 4.0 GPA.

APPROVAL OF MINUTES

Motion was made by Commissioner Powell and seconded by Commissioner Williams to approve the minutes as presented of the Franklin City Commission January 23, 2023, Regular Meeting; the January 23, 2023, Special Called Meeting; the January 23, 2023, Public Hearing; and, the January 30, 2023, Special Called Meeting.

Voting Aye: All members present. Motion carried unanimously.

GENERAL GOVERNMENT

City Finance Director Carol Riggenbach asked the Commission to consider approval to update the authorized signer for Elevon, the provider for the City Hall customer service credit card machines. The equipment was recently replaced, and the former Finance Director was the authorized signer of record.

Motion was made by Commissioner Stewart and seconded by Commissioner Powell to approve the Mayor as the authorized signer for the City of Franklin and further approved the Mayor sign the DDA/DBA change form for Elevon.

Voting Aye: All members present. Motion carried unanimously.

City Finance Director Carol Riggenbach asked the Commission to consider a proposed amendment to the City of Franklin Employee Travel Policy. This update will reflect more accuracy in documenting travel and to update per diem rates pursuant to federal guidelines.

Motion was made by Commissioner Stewart and seconded by Commissioner Williams to approve the proposed travel policy and to remove the existing expense reimbursement section of the City of Franklin's Personnel Policies and Procedures Manual and replace it with the new proposed travel policy.

Voting Aye: All members present. Motion carried unanimously.

Community Development Director Tammie Carey asked the Commission to consider approval to form a Comprehensive Plan Committee and to appoint members to the Committee. Ryan Holmes with EHI Consultants was present to provide additional information.

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to form a Comprehensive Plan Committee and to appoint the following members to the Committee:

- Downtown Franklin – Kim Roberts
- Historic Preservation – Jill Broderson
- Arts and Tourism – Marc Dottore
- Agriculture – Chad Konow
- School/Education – Nancy Uhls
- Economic Development – Wayne Goodrum
- Attorney – David Cummins
- Builder – Josh Jones
- Developer – Teresa Rushing
- Environmental Interest – Lisa Deavers
- At Large – Alice Duva, Damian Walker and Travis Weissinger
- City – Kenton Powell, Carter Munday, Richard Jones and Tammie Carey

Voting Aye: All members present. Motion carried unanimously.

Community Development Director Tammie Carey provided a preview of the 2023 frankLINKentucky newsletter and asked the Commission to provide feedback or comments regarding the contents of the newsletter.

No action was required by the Commission regarding this matter.

City Manager Kenton Powell asked the Commission to consider re-approval of an independent contractor agreement with Jon Zambrano for GIS services for the City of Franklin. The compensation stated in the previous agreement, which was approved by the Commission on January 23, 2023, was incorrect.

Motion was made by Commissioner McCreary and seconded by Commissioner Williams to approve an Independent Contractor Agreement with Jon Zambrano DBA DeSIGN LLC for a period of January 1, 2023, through June 30, 2023, for \$32,000.00 and further authorized the Mayor to sign the agreement on behalf of the City.

Voting Aye: All members present. Motion carried unanimously.

PUBLIC SAFETY

City Manager Kenton Powell asked the Commission to consider approval to purchase five (5) automated external defibrillators (AED) for the City of Franklin and to purchase one (1) AED for the F-S Parks.

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to approve the purchase of five (5) automated external defibrillators (AED) for the City of Franklin and one (1) AED for F-S Parks, and further authorized the Mayor to sign any and all documents necessary for this purchase.

Voting Aye: All members present. Motion carried unanimously.

Franklin Police Chief Roger Solomon asked the Commission to consider proposed changes to the Franklin Police Department Policies and Procedures.

Motion was made by Commissioner McCreary and seconded by Commissioner Williams to approve amendments to the following Franklin Police Department Policies and Procedures:

- Section 5, Chapter 4 - Benefits Salary Employee Assistance Program
- Section 1, Chapter 4 - Classification and Delineation of Duties
- Section 1, Chapter 6 - Career Development and Higher Education
- Section 1, Chapter 9 - Promotions

Voting Aye: All members present. Motion carried unanimously.

ORDINANCES

City Clerk Cathy Dillard held second summary reading of the following ordinance:

Ordinance No. 2023-007 titled: *An Ordinance Rezoning Approximately 5 Acres Located on 31-W South From B-5 (Interstate Interchange Business District) To B-4 (Highway Business District) by Shivam Investments, LLC*

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to adopt Ordinance No. 2023-007 and was unanimously approved by the following roll call vote:

Mayor Dixon	<u>Yes</u>	Commissioner McCreary	<u>Yes</u>
Commissioner Powell	<u>Yes</u>	Commissioner Stewart	<u>Yes</u>
Commissioner Williams	<u>Yes</u>		

Ordinance No. 2023-008 titled: *An Ordinance Rezoning Approximately 37.48 Acres Located on 31-W South from B-5 (Interstate Interchange Business District) And I-2 (Heavy Industrial) to B-4 (Highway Business District) by SAV Investments, LLC*

Motion was made by Commissioner Stewart and seconded by Commissioner McCreary to adopt Ordinance No. 2023-008 and was unanimously approved by the following roll call vote:

Mayor Dixon	<u>Yes</u>	Commissioner McCreary	<u>Yes</u>
Commissioner Powell	<u>Yes</u>	Commissioner Stewart	<u>Yes</u>
Commissioner Williams	<u>Yes</u>		

Ordinance No. 2023-009 titled: Ordinance No. 2023-009 titled: *An Ordinance Rezoning Approximately 89.1970 Acres Located on U.S. Hwy 31-W North from AG (Agriculture) to R-1S (Single Family Residential) and 11.1149 Acres from AG (Agricultural) to R-4 (Multi-Family/High Density Residential District) by The Gene Thompson Harris Revocable Trust Dated April 18, 2006*

Motion was made by Commissioner Powell and seconded by Commissioner Williams to adopt Ordinance No. 2023-009 and was unanimously approved by the following roll call vote:

Mayor Dixon	<u>Yes</u>	Commissioner McCreary	<u>Yes</u>
Commissioner Powell	<u>Yes</u>	Commissioner Stewart	<u>Yes</u>
Commissioner Williams	<u>Yes</u>		

Ordinance No. 2023-010 titled: *An Ordinance Rezoning Approximately 16.003 Acres on Hwy 100 from R-2 (Townhouse Dwelling Units) to R-4 (Multi-Family/High Density Residential District) as Requested by Franklin 49, LLC*

Motion was made by Commissioner Stewart and seconded by Commissioner Powell to adopt Ordinance No. 2023-010 and was unanimously approved by the following roll call vote:

Mayor Dixon	<u>Yes</u>	Commissioner McCreary	<u>Yes</u>
Commissioner Powell	<u>Yes</u>	Commissioner Stewart	<u>Yes</u>
Commissioner Williams	<u>Yes</u>		

Ordinance No. 2023-011 titled: *Ordinance Repealing All Prior Ordinances Or Parts Thereof Relating To Property Maintenance Or Nuisances And Amending A Previous Ordinance Entitled "Property Maintenance Code Enforcement" Which Creates New Or Amended Minimum Standards For The Maintenance Of All Property Within The City Of Franklin That Will Be Administered And Enforced By The Code Enforcement Department Through Designated Code Enforcement Officer(S) Authorized To Issue Notices Of Violations And Citations To The Owner Or Occupants Of Property In Violation Thereof; Authorizing And Directing The Code Enforcement Officer And The Board To Impose Fines, Penalties, Charges And Administrative Fees If A Violation Is Established; Establishing New Or Amended Fines, Penalties, Charges And Administrative Fees; Establishing A Repeat Offender Status For Enhanced Penalties. This Ordinance Also Adopts By Reference Numerous Sections Of The Most Recent Edition Of The International Property Maintenance Code, Which Provisions Authorize Code Enforcement Officer(s) To Cite And Abate, If Necessary, Unsafe Structures, Junked Vehicles And Appliances, Tall Weeds And Grass, Fixtures, Rubbish And Other Conditions Or Property Deemed To Be Public Nuisances*

Motion was made by Commissioner Williams and seconded by Commissioner McCreary to adopt Ordinance No. 2023-0011 and was unanimously approved by the following roll call vote:

Mayor Dixon	<u>Yes</u>	Commissioner McCreary	<u>Yes</u>
Commissioner Powell	<u>Yes</u>	Commissioner Stewart	<u>Yes</u>
Commissioner Williams	<u>Yes</u>		

EXECUTIVE SESSION

At 12:38 PM, motion was made by Commissioner McCreary and seconded by Commissioner Williams to enter into Executive Session for the purpose of: (1) Land Acquisition – Deliberations on the future acquisition or sale of real property by a public agency where publicity would be likely to affect the value of a specific piece of property to be acquired for public use or sold by a public agency {KRS 61.810(1)(b)}; (2) Litigation – Discussion of proposed or pending litigation {KRS 61.810(1)(c)}; (3) Business – Discussions between a public agency and a representative of a business entity concerning a specific proposal, where open discussions would jeopardize the siting, retention, expansion, or upgrading of the business {KRS 61.810(1)(g)}; and, (4) Personnel – Discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee or member {KRS 61.810(1)(f)}.

Voting Aye: All members present. Motion carried unanimously.

Entering Executive Session were Mayor Dixon; Commissioners Powell, Bennett, Williams and Stewart; City Manager Kenton Powell; City Attorney Scott Crabtree; City Finance Director Carol Riggenschach; and, Franklin Police Chief Roger Solomon.

Chief Solomon exited Executive Session at 12:52 PM. Public Works Director Chris Klotter and F-S Planning & Zoning Administrator Carter Munday entered Executive Session at 12:52PM and exited at 1:30 PM.

At 1:56 PM, motion was made by Commissioner Williams and seconded by Commissioner Stewart to exit Executive Session and return to open session.

Voting Aye: All members present. Motion carried unanimously.

OTHER COMMISSION BUSINESS

Motion was made by Commissioner Powell and seconded by Commissioner Williams to accept the resignation of Public Works Director Chris Klotter.

Voting Aye: All members present. Motion carried unanimously.

Motion was made by Commissioner Stewart and seconded by Commissioner McCreary to provide a letter of support to the F-S Planning & Zoning Commission regarding BD&J Properties proposed development on Blackjack Road and further authorized the Mayor to sign the letter of support.

Voting Aye: All members present. Motion carried unanimously.

ADJOURNMENT

At 2:00 PM, motion was made by Commissioner Powell and seconded by Commissioner Williams to adjourn the regular meeting of the Franklin City Commission.

Voting Aye: All members present. Motion carried unanimously.

Larry Dixon, Mayor
Larry Dixon, Mayor
City of Franklin, Kentucky

Cathy Dillard
Cathy Dillard, City Clerk
City of Franklin, Kentucky