

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

April 10, 2023

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

The Franklin, Kentucky City Commission met in Regular Session at 12:00 Noon, Monday, **April 10, 2023**, in the City Hall meeting room located at 117 West Cedar Street, Franklin, Kentucky.

Members attending were as follows:

Mayor Larry Dixon	Absent
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 Riggerbach; Franklin Police Chief Roger Solomon; City Clerk Cathy Dillard; Dr. John Whittaker, First Baptist Church; Rev. Donzella Lee, F-S Human Rights Commission; Dr. James McCaslin, Ali Bechtold, and Kelcie Richert from South Central Kentucky Community & Technical College; Carter Munday, F-S Planning & Zoning Commission; Officer Ethan Cook; and Tim Crocker

Mayor Pro Tem Powell called the meeting to order at 12:00 Noon, and Dr. John Whittaker, First Baptist Church, offered the opening prayer.

APPROVAL OF MINUTES

Motion was made by Commissioner Stewart and seconded by Commissioner McCreary to approve the minutes as presented of the Franklin City Commission March 27, 2023, Regular Meeting.

Voting Aye: All members present. Motion carried unanimously.

RECOGNITION

Franklin Police Chief Roger Solomon asked the Commission to recognize Officer Ethan Cook, the City's newest graduate of the Department of Criminal Justice Training. Officer Cook graduated from the 20-week program on April 6, 2023. Officer Cook will continue training in

the Franklin Police Department's 12-week field training program. Congratulations to Officer Cook.

COMMUNITY SERVICES

City Manager Kenton Powell introduced Dr. James McCaslin, Provost at SKYCTC. Dr. McCaslin highlighted the On Track Scholarship Program which is sponsored by the City of Franklin, Simpson County, Franklin Bank & Trust Company, Franklin-Simpson Industrial Authority and Kentucky Downs. This scholarship was established to ensure that every qualified Franklin-Simpson High School student could enroll in dual credit coursework with SKYCTC at no cost to the student. This scholarship program has been in place since 2013 and has had a tremendous impact on Franklin-Simpson High School students. For the first time since this program became available, an F-S student will graduate with an associates degree from SKYCTC prior to high school graduation debt-free.

No Commission action was required regarding this program.

GENERAL GOVERNMENT

City Manager Kenton Powell addressed the Commission regarding the fiscal year 2023-24 Municipal Aid Cooperative Agreement between the City of Franklin and the Commonwealth of Kentucky Transportation Cabinet, Department of Rural and Municipal Aid, which will provide \$182,418.86 to aid the City in the construction, reconstruction, and maintenance of certain roads and bridges for Fiscal Year 2023-2024. This agreement, along with the following resolution, must be approved annually to continue participation in the Municipal Road Aid Cooperative Program.

**RESOLUTION NO. E - 2023
CITY OF FRANKLIN, KENTUCKY
RESOLUTION ADOPTING AND APPROVING THE EXECUTION
OF A MUNICIPAL AID CO-OP PROGRAM CONTRACT BETWEEN
THE CITY OF FRANKLIN AND THE COMMONWEALTH OF KENTUCKY,
TRANSPORTATION CABINET, DEPARTMENT OF RURAL AND MUNICIPAL
AID
FOR THE FISCAL YEAR BEGINNING JULY 1, 2023, AS PROVIDED IN
THE KENTUCKY REVISED STATUTES, AND ACCEPTING ALL STREETS
REFERRED TO THEREIN AS BEING STREETS WHICH ARE A PART
OF THE CITY OF FRANKLIN**

WHEREAS, the Board of Commissioners of the City of Franklin, Kentucky has determined that it is in the best interest of the citizens of Franklin, Kentucky to accept the invitation from the Department of Rural and Municipal Aid to participate in a cooperative program to aid the City in the construction, reconstruction, and maintenance of certain roads and bridges using its share of the Municipal Road Aid Funds apportioned to it by the Department of Rural and Municipal Aid; and,

WHEREAS, it has been determined that the City must enter into a Municipal Road Aid Cooperative Program Agreement in order to participate in this program.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Franklin, Kentucky as follows:

- 1. The Board of Commissioners of the City of Franklin, Kentucky does hereby accept all streets referred to in said contract as being city streets which are a part of the City of Franklin; and*

2. *The Board of Commissioners of the City of Franklin does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in said contract and does hereby accept said contract and by such acceptance agrees to all the terms and conditions therein stated; and*
3. *The Chief Executive Officer (Mayor) of the City of Franklin is hereby authorized and directed to sign said contract as set forth on behalf of the Board of Commissioners of the City of Franklin, and the City Clerk of Franklin, Kentucky is hereby authorized and directed to certify thereto.*
4. *This resolution was adopted by a unanimous vote of the Board of Commissioners of the City of Franklin at a meeting held on April 10, 2023.*

A public hearing regarding road aid funding was no longer required.

Motion was made by Commissioner McCreary seconded by Commissioner Stewart to approve the Municipal Road Aid Cooperative Program Agreement for Fiscal year 2023-2024 and to adopt Resolution No. E-2023 and authorize the Mayor to sign any documents necessary to effectuate this motion.

Voting Aye: All members present. Motion carried unanimously.

City Attorney Scott Crabtree asked the Commission to consider approval of an Erosion Prevention and Sediment Control Form/Plan for new construction.

Motion was made by Commissioner McCreary and seconded by Commissioner Stewart to approve the Erosion Prevention and Sediment Control form and drawing and authorize and require the Planning and Zoning Director, Building Inspector or his or her designee to implement their immediate usage at the beginning of the building permit process for projects inside the corporate limits of the City of Franklin and, further, to authorize one or both of those individuals to issue a "Stop Work Order" for non-compliance for the period of time required to negotiate remediation steps with the Developer/Contractor.

Voting Aye: All members present. Motion carried unanimously.

ORDINANCES

City Clerk Cathy Dillard provided second summary reading of the following ordinances:

Ordinance No. 2023-014 titled: An Ordinance Rezoning Approximately 15.46 Acres Located In or Around the Vicinity of Cherry Street and Orange Street From I-1 (Light Industrial), I-2 (Heavy Industrial), R-2 (Single Family and Two Family Residential), and R-3 (Single Family Through Multi-Family Residential) to the Newly Created R-1S-AH (Single Family Residential Affordable Housing) as Requested by Franklin Affordable Housing, Inc.

Motion was made by Commissioner Stewart and seconded by Commissioner Williams to adopt Ordinance No. 2023-014 and was unanimously approved by the following roll call vote:

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

Ordinance No. 2023-015 titled: *Ordinance of the City of Franklin, Kentucky Amending a Previously Adopted Ordinance Regarding the Rates and Charges For Water and Sewer System*

Motion was made by Commissioner McCreary and seconded by Commissioner Stewart to adopt Ordinance No. 2023-015 and was unanimously approved by the following roll call vote:

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

EXECUTIVE SESSION

At 12:40 PM, motion was made by Commissioner Stewart 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) Personnel – Discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee or member {KRS 61.810(1)(f)}; and, (4) 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)}.

Voting Aye: All members present. Motion carried unanimously.

Entering Executive Session were Mayor Dixon; Commissioners Powell, McCreary, Williams and Stewart; City Manager Kenton Powell; City Attorney Scott Crabtree; Tim Crocker; Matt Fuqua; Zach Williams; Justin Perry; and, Greg Burrell.

Tim Crocker, Matt Fuqua, Zach Williams, Justin Perry and Greg Burrell exited Executive Session at 1:10 PM.

Daniel Reetzke entered Executive Session at 1:15 PM and exited at 1:35 PM.

At 2:05 PM, motion was made by Commissioner Williams and seconded by Commissioner McCreary to exit Executive Session and return to open session.

Voting Aye: All members present. Motion carried unanimously.

OTHER COMMISSION BUSINESS

City Finance Director Carol Riggerbach asked the Commission to consider a proposed ordinance amending the City Finance Director Carol Riggerbach asked the Commission for two sponsors of the proposed ordinance amending to the Fiscal Year 2022-2023 annual budget.

Commissioner Stewart and Commissioner Williams asked to sponsor the proposed budget amendment ordinance with first reading as follows:

City Clerk Cathy Dillard provided first summary reading of the following ordinance:

Ordinance No. 2023-016 titled: *An Ordinance Amending the Annual Budget for the Fiscal Year Beginning July 1, 2022, and Ending June 30, 2023, by Estimating Revenues and Appropriations*

No action was taken or required on first reading of the ordinance.

Motion was made by Commissioner Stewart and seconded by Commissioner Williams to hire Nick Starr as a seasonal employee for the Water Distribution Department pending pre-employment testing.

Voting Aye: All members present. Motion carried unanimously.

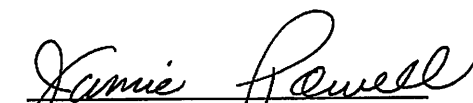
Motion was made by Commissioner Stewart and seconded by Commissioner Powell to authorize the Mayor to sign the Stormwater Systems Management Agreement between the City of Franklin and Trader Joe's East, Inc.


Voting Aye: All members present. Motion carried unanimously.

ADJOURNMENT

At 2:09 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.


Jamie Powell, Mayor Pro Tem
City of Franklin, Kentucky


Cathy Dillard, City Clerk
City of Franklin, Kentucky