

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

**June 27, 2022**

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

The Franklin, Kentucky City Commission met in Regular Session at 12:00 Noon, Monday, **June 27, 2022**, 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 Brownie Bennett	Present
Commissioner Wendell Stewart	Present

Others present included City Manager Kenton Powell; City Attorney Scott Crabtree; City Clerk Cathy Dillard; City Personnel Director Rita Vaughn; City Assistant Finance Director Daniel Reetzke; City Police Chief Roger Solomon; Public Works Director Chris Klotter; Danny Delk; Brian Delk; Darrell Mallory; Tammie Carey; Johnie Skipworth; Jennifer Knight; Jonathan Cline; Jared Clayton; Ty Bowman, Scott Waste Services; Donzella Lee, F-S Human Rights Commission Executive Director; and, Chad Spencer and Traci Houchins, Goodwill Industries of Kentucky.

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

**APPROVAL OF MINUTES**

Motion was made by Commissioner Bennett and seconded by Commissioner Williams to approve the minutes as presented of the Franklin City Commission June 13, 2022, Regular Meeting.

Voting Aye by Roll Call: All members present. Motion carried unanimously.

**RECOGNITIONS**

City Manager Kenton Powell asked the Commission to recognize City of Franklin Employees and members of the Simpson County Fire Department for their cooperative efforts in fighting

the industrial fire at Shyne Labs. The building was a total loss but no injuries were sustained by employees or firefighters. City of Franklin employees worked in cooperation with the Simpson County Fire Department and Simpson County Water District to maintain water supply and adequate water pressure levels.

**COMMUNITY SERVICES**

Chad Spencer, Director of Career Services for Goodwill Industries of Kentucky, and Traci Houchins, Resource Center Manager, addressed the Commission regarding the services offered by their organization. Mr. Spencer indicated that \$.68 of every \$1.00 from Goodwill was invested in career services for individuals desiring to work but have encountered barriers such as transportation or education. Mr. Spencer asked the Commission for support of their programs in our area to meet the every-growing employment needs in our community.

No action was taken by the Commission regarding this matter.

**GENERAL GOVERNMENT**

City Manager Kenton Powell asked Police Chief Roger Solomon to join the discussion regarding the current ordinance regarding fireworks within the City limits. Pursuant to the City of Franklin Ordinance No. 1020.30-5-2011 the dates and hours for fireworks is July 3 and July 4 from 10:00 AM until 12:00 Midnight. Powell and Chief Solomon encouraged citizens to be respectful of their neighbors when shooting fireworks.

No action was taken regarding this matter, fireworks days and hours were not changed.

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In April 2020, Municipal Order 2020-001 was approved establishing the City of Franklin investment policy. Pursuant to this policy, the City engaged the services of Franklin Bank & Trust to assist in the management of the City's investment portfolio. Based on recent changes in the financial market, our advisors are recommending changes in the portfolio to maximize earnings. Maverick Brown from Franklin Bank & Trust provided the Commission with a summary of proposed changes in investment strategies utilizing the security and increased earning of Treasury Bills.

Motion was made by Commissioner Stewart and seconded by Commissioner Powell to approve the proposed investment changes, pursuant to the City of Franklin Investment Policy and KRS 66.480, to invest and reinvest funds in short-term obligations of the U.S. Treasury, Federal Agency, or U.S. government-sponsored enterprises as warranted to meet the City of Franklin's investment objectives.

Voting Aye by Roll Call: All members present. Motion carried unanimously.

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Utility Billing Supervisor Jennifer Knight presented the Commission with a letter from Scott Waste Services regarding the increased sanitation rates. The base prices in effect as of June 30, 2022, will increase by 8.93% effective July 1, 2022. The new residential rate including

recycling will be \$17.93 (up from \$16.46) per month. This increase is per the Consumer Price Index for Urban Wage Earners and Clerical Workers, expenditure category "Garbage and Trash Collection," published by the U.S Department of Labor.

Ty Bowman, Operations Manager of Scott Waste Services, acknowledged their continued challenge to meet customer needs due to equipment issues and employee training and retention. He made a commitment to the Commission for improved services for the residents of Franklin.

No action was required by the Commission regarding this matter.

**PUBLIC SAFETY**

City Attorney Scott Crabtree asked the Commission to consider approval to surplus and sell and/or dispose of Franklin Police Department firearms. The proposed firearms are either being purchased by the officer who was carrying the weapon in accordance with KRS 65.041(1)(d) or will be traded to the licensed firearm dealer for fair market value in exchange for replacement ammunition or firearms pursuant to KRS 65.041(1)(b) if the Commission declares them surplus.

Motion was made by Commissioner Powell and seconded by Commissioner Bennett to approve to surplus and sell/dispose of the firearms to the officer who was carrying the weapon in accordance with KRS 65.041(1)(d) and any firearms to be traded to the licensed firearm dealer for fair market value in exchange for replacement ammunition or firearms pursuant to KRS 65.041(1)(b) and further authorized the Mayor to sign the Bills of Sale for the firearms sold to the officers.

Voting Aye by Roll Call: All members present. Motion carried unanimously.

City Police Chief Roger Solomon asked the Commission to consider a Municipal Order adopting a Memorandum of Understanding with the Federal Bureau of Investigations to appoint a qualified officer to serve as a Federal Task Force Officer with the FBI in the Child Exploitation and Human Trafficking Task Force.

Motion was made by Commissioner Williams and seconded by Commissioner Stewart and unanimously approved by roll call vote Municipal Order No. 2022-001 as follows:

**MUNICIPAL ORDER NO. 2022-001**

**A MUNICIPAL ORDER ADOPTING A MEMORANDUM OF UNDERSTANDING WITH THE FEDERAL BUREAU OF INVESTIGATION, AND AUTHORIZING THE CHIEF OF POLICE TO SIGN ON BEHALF OF THE CITY**

*WHEREAS, the Federal Bureau of Investigation ("FBI") presented a Memorandum of Understanding ("MOU") to the City of Franklin, Kentucky in which they are requesting that the Franklin Police Department appoint a qualified officer to serve as a Federal Task Force Officer ("TFO") with the FBI in the Child Exploitation and Human Trafficking Task Force (CEHTTF) during the term of the MOU; and,*

WHEREAS, representatives of the Franklin Police Department recommended entering into the MOU and MOA in an effort to control crime, and with the understanding that the FBI may, in certain instances, reimburse the City for certain costs including, but not limited to overtime and/or payroll costs in accordance with the terms of the MOU; and,

WHEREAS, the Board of Commissioners of the City of Franklin, find and determine that it is in the best interests of the citizens and residents of the City to enter into the MOU with the FBI.

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

1. The Board of Commissioners hereby finds and determines that it is in the best interest of the City of Franklin, Kentucky to approve the Memorandum of Understanding with the FBI attached hereto collectively as Exhibit 1 and incorporated herein by reference.

2. The Chief of Police, or his designee, shall have the authority to manage and control the terms of the MOU on behalf of the City and appoint an officer to fulfill the terms of the MOU on behalf of the Franklin Police Department.

3. The Chief of Police of the City of Franklin, Kentucky is hereby authorized and directed to sign any and all documents necessary to effectuate the intent of this municipal order.

This municipal order was adopted by a unanimous vote of the Board of Commissioners of the City of Franklin at a meeting held on June 27, 2022.

It is so ordered this 27th day of June, 2022.

**UTILITIES**

Public Works Director Chris Klotter asked the Commission to approve the bid for the Fiscal Year 2022/2023 Street Paving and Milling. The bid was advertised pursuant to KRS 424.260. One (1) bid was received as follows:

Scotty's Contracting & Stone	\$96.50/ton for asphalt at approximately 2,000 tons
	\$24.85/ton for milling at approximately 2,000 tons

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to award the Fiscal Year 2022/2023 Street Paving and Milling to Scotty's Contracting & Stone, LLC as the lowest and best responsive, responsible and sole bidder and to further authorize the Mayor to sign any and all documents necessary for this contract.

Voting Aye by Roll Call: All members present. Motion carried unanimously.

Tammie Carey, Community Development Director, asked the Commission to consider approval of three resolutions authorizing the City of Franklin to submit applications for grant funding from Kentucky Infrastructure Authority (KIA) for three separate projects as follows: Manhole rehabilitation, North Main Street Water Line Replacement, and Morgantown Road Water Line Replacement.

Motion was made by Commissioner Bennett and seconded by Commissioner Williams and was unanimously approved by a roll call vote the following Resolution No. H-2022, I-2022 and J-2022 as follows:

RESOLUTION H-2022

RESOLUTION OF THE CITY OF FRANKLIN ACCEPTING THE KIA GRANT NUMBER 21CWS118, APPROVING THE GRANT ASSISTANCE AGREEMENT, AUTHORIZING THE AMENDMENT OF THE CITY OF FRANKLIN'S ANNUAL BUDGET, AND AUTHORIZING A REPRESENTATIVE TO SIGN ALL RELATED DOCUMENTS FOR THE CITY OF FRANKLIN MANHOLE REHABILITATION PROJECT

WHEREAS, the Kentucky General Assembly has appropriated funds for infrastructure projects in Senate Bill 36 of the 2021 Regular Session of the Kentucky General Assembly for the Cleaner Water Program; and

WHEREAS, the City of Franklin (the "Grantee") has previously determined that it is in the public interest to acquire and construct certain facilities and improvements to the Grantee's utility system (the "Project"); and

WHEREAS, the Grantee desires funding from the Kentucky Infrastructure Authority (the "Authority") for the purpose of acquisition and construction of the Project; and

WHEREAS, in order to obtain a grant from the Cleaner Water Program for the Project, and administered by the Authority, the Grantee is required to enter into an assistance agreement (the "Agreement") with the Authority.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Franklin as follows:

SECTION 1. The Grantee hereby accepts the grant award and approves the Agreement between the Grantee and the Authority to provide the necessary funds to the Grantee for the Project.

SECTION 2. That Mayor Larry Dixon is hereby designated to be the Grantee's "Authorized Official" for this Project and is hereby directed and empowered by the Grantee to execute the Agreement, related documents and agreements, and to otherwise act on behalf of the Grantee to effect such grant award, and to engage a qualified Project Administrator.

SECTION 3. That the Grantee hereby agrees and commits to include, by amendment to its annual budget and audit process, the receipts and expenditures of funds subject to the Agreement up to and including the date of Project closeout.

SECTION 4. That this resolution shall take effect at the earliest time provided by law.

RESOLVED this 27<sup>th</sup> day of June 2022.

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RESOLUTION I-2022

RESOLUTION OF THE CITY OF FRANKLIN ACCEPTING THE KIA GRANT NUMBER 21CWW254, APPROVING THE GRANT ASSISTANCE AGREEMENT, AUTHORIZING THE AMENDMENT OF THE CITY OF FRANKLIN'S ANNUAL BUDGET, AND AUTHORIZING A REPRESENTATIVE TO SIGN ALL RELATED DOCUMENTS FOR THE CITY OF FRANKLIN MORGANTOWN ROAD WATER LINE PROJECT

WHEREAS, the Kentucky General Assembly has appropriated funds for infrastructure projects in Senate Bill 36 of the 2021 Regular Session of the Kentucky General Assembly for the Cleaner Water Program; and

WHEREAS, the City of Franklin (the "Grantee") has previously determined that it is in the public interest to acquire and construct certain facilities and improvements to the Grantee's utility system (the "Project"); and

WHEREAS, the Grantee desires funding from the Kentucky Infrastructure Authority (the "Authority") for the purpose of acquisition and construction of the Project; and

WHEREAS, in order to obtain a grant from the Cleaner Water Program for the Project, and administered by the Authority, the Grantee is required to enter into an assistance agreement (the "Agreement") with the Authority.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Franklin as follows:

SECTION 1. The Grantee hereby accepts the grant award and approves the Agreement between the Grantee and the Authority to provide the necessary funds to the Grantee for the Project.

SECTION 2. That Mayor Larry Dixon is hereby designated to be the Grantee's "Authorized Official" for this Project and is hereby directed and empowered by the Grantee to execute the Agreement, related documents and agreements, and to otherwise act on behalf of the Grantee to effect such grant award, and to engage a qualified Project Administrator.

SECTION 3. That the Grantee hereby agrees and commits to include, by amendment to its annual budget and audit process, the receipts and expenditures of funds subject to the Agreement up to and including the date of Project closeout.

SECTION 4. That this resolution shall take effect at the earliest time provided by law.

RESOLVED this 27<sup>th</sup> day of June 2022.

RESOLUTION J-2022

RESOLUTION OF THE CITY OF FRANKLIN ACCEPTING THE KIA GRANT NUMBER 21CWW252, APPROVING THE GRANT ASSISTANCE AGREEMENT, AUTHORIZING THE AMENDMENT OF THE CITY OF FRANKLIN'S ANNUAL BUDGET, AND AUTHORIZING A REPRESENTATIVE TO SIGN ALL RELATED DOCUMENTS FOR THE CITY OF FRANKLIN NORTH MAIN STREET WATER LINE REPLACEMENT PROJECT

WHEREAS, the Kentucky General Assembly has appropriated funds for infrastructure projects in Senate Bill 36 of the 2021 Regular Session of the Kentucky General Assembly for the Cleaner Water Program; and

WHEREAS, the City of Franklin (the "Grantee") has previously determined that it is in the public interest to acquire and construct certain facilities and improvements to the Grantee's utility system (the "Project"); and

WHEREAS, the Grantee desires funding from the Kentucky Infrastructure Authority (the "Authority") for the purpose of acquisition and construction of the Project; and

WHEREAS, in order to obtain a grant from the Cleaner Water Program for the Project, and administered by the Authority, the Grantee is required to enter into an assistance agreement (the "Agreement") with the Authority.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Franklin as follows:

SECTION 1. The Grantee hereby accepts the grant award and approves the Agreement between the Grantee and the Authority to provide the necessary funds to the Grantee for the Project.

SECTION 2. That Mayor Larry Dixon is hereby designated to be the Grantee's "Authorized Official" for this Project and is hereby directed and empowered by the Grantee to execute the Agreement, related documents and agreements, and to otherwise act on behalf of the Grantee to effect such grant award, and to engage a qualified Project Administrator.

SECTION 3. That the Grantee hereby agrees and commits to include, by amendment to its annual budget and audit process, the receipts and expenditures of funds subject to the Agreement up to and including the date of Project closeout.

SECTION 4. That this resolution shall take effect at the earliest time provided by law.

RESOLVED this 27<sup>th</sup> day of June 2022.

Water Treatment Superintendent Johnie Skipworth provided the Commission with information regarding the Lead and Copper Sampling Program currently taking place.

**ORDINANCES**

City Clerk Cathy Dillard held second summary reading Ordinance No. 2022-017 titled: *An Ordinance Adopting the Annual Budget for the Fiscal Year Beginning July 1, 2022, and Ending June 30, 2023, by Estimating Revenues and Appropriations.*

Motion was made by Commissioner Powell and seconded by Commissioner Williams to adopt Ordinance No. 2022-017 and was unanimously approved by the following roll call vote:

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

**EXECUTIVE SESSION**

At 1:17 PM, motion was made by Commissioner Bennett 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 by Roll Call: 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; Danny Delk; Brian Delk; Darrell Mallory; Jonathan Cline; Jared Clayton; and Chris Klotter.

Danny Delk, Brian Delk, Darrell Mallory, Jonathan Cline, and Jared Clayton exited Executive Session at 1:52 PM.

Chris Klotter exited Executive Session at 2:00 PM.

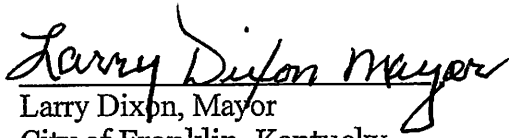
At 2:43 PM, motion was made by Commissioner Bennett and seconded by Commissioner Williams to exit Executive Session and return to open session.

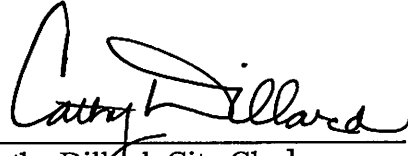
Voting Aye by Roll Call: All members present. Motion carried unanimously.

**ADJOURNMENT**

At 2:43 PM, motion was made by Commissioner Powell and seconded by Commissioner Williams to adjourn the regular meeting of the Franklin City Commission.

Voting Aye by Roll Call: All members present. Motion carried unanimously.

  
Larry Dixon, Mayor  
City of Franklin, Kentucky

  
Cathy Dillard, City Clerk  
City of Franklin, Kentucky