

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

**August 14, 2023**

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

The Franklin, Kentucky City Commission met in Regular Session at 12:00 Noon, Monday, **August 14, 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 Finance Director Carol Riggenbach; Franklin Police Chief Roger Solomon; City Clerk Cathy Dillard; Tammie Carey; Bob Palmer, Director of Emergency Management; Johnnie Skipworth; Dana Carr; Kenny Massey; Nolan Schmidt; James Scharplet; Jessica VanCleave; Amy Ellis; and Eric Sexton and Caleb Speck with BRADD.

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

**APPROVAL OF MINUTES**

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to approve the minutes as presented of the Franklin City Commission July 24, 2023, Regular Meeting.

Voting Aye: All members present. Motion carried unanimously.

**RECOGNITIONS**

The dedication of Jay Savage Street will take place on Wednesday, August 16, 2023, at 11:00 a.m. with an unveiling of the street named in honor of Jay Savage. Mr. Savage passed away in 2019 a life-long member of Franklin. He served 20 years on the Planning & Zoning Commission, volunteered his time and energy to improve the community parks system, was a

founding member of the Gentlemen's Unlimited organization and served his community as a volunteer and coach for the youth baseball leagues.

No action was taken by the Commission regarding this matter.

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Tammie Carey introduced four (4) new employees to the Commission. Jessica VanCleave and James Scharplet are employed at the Wastewater Treatment Plant; Dana Carr at the Water Treatment Plant; and, Nolan Schmidt with Water Distribution.

The Commission welcomed them to the City of Franklin.

### **COMMUNITY SERVICES**

Amy Ellis, Director of Simpson County Tourism, addressed the Commission regarding the upcoming Summer Vibes Music Festival and shared statistical data regarding Franklin and Simpson County.

No action was required by the Commission regarding this matter.

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City Manager Kenton Powell asked the Commission to consider approval of a street closing request by Simpson County Relay for Life. They have requested to close College Street in front of the Methodist Church for Saturday, September 9, 2023, from 6:00 a.m. until 10:00 p.m. for their Strike Out Cancer event.

Motion was made by Commissioner McCreary and seconded by Commissioner Stewart to approve closing College Street in front of the Methodist Church for Saturday, September 9, 2023, from 6:00 a.m. until 10:00 p.m. for the Simpson County Relay for Life Strike Out Cancer event.

Voting Aye: All members present. Motion carried unanimously.

### **GENERAL GOVERNMENT**

City Attorney Scott Crabtree asked the Commission for two sponsors of an ordinance to annex approximately 39.45 acres on KY Highway 1008 owned by Giampaolo Kentucky Real Property, LLC. The owner requested the annexation of the property and proposed to develop the land for industrial use.

Commissioner Powell and Commissioner Williams asked to sponsor the ordinance with first reading taking place during the ordinance portion of the meeting.

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City Attorney Scott Crabtree asked the Commission for two sponsors of an ordinance rezoning approximately 7.5 acres located on the west side of Highway 31W North from R-1 (Single Family Residential) to B-4 (Highway Business District) by FWB Properties, LLC. The rezone

was approved by F-S Planning & Zoning on July 25, 2023. This property was recently annexed into the City limits.

Commissioner Powell and Commissioner Williams asked to sponsor the ordinance with first reading taking place during the ordinance portion of the meeting.

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City Finance Director Carol Riggenbach provided calculations to the Commission regarding the 2023 real and personal property tax rates.

After review and consideration, Commissioner McCreary made the motion to accept the same tax rate of .12 cents per \$100.00 of assessed value, being the same tax rate of 2022. The motion died for lack of a second.

Following a discussion and comparison of last year's rate, .120 cents per one hundred dollars (\$100.00) assessed valuation on all real and personal property within the City limits, versus the compensating plus 4% rate, .121 cents per one hundred dollars (\$100.00) assessed valuation on all real and personal property within the City limits, Commissioner Stewart made the motion to approve the compensating rate plus 4%, for 2023. This rate requires a public hearing prior to approval.

The motion was seconded by Commissioner Williams.

Voting Aye: Mayor Dixon and Commissioners Powell, Williams and Stewart.

Voting No: Commissioner McCreary.

The motion carried four to one.

Commissioner Stewart and Commissioner Williams sponsored the ordinance and Mayor Dixon asked that first reading of the ordinance be presented during the ordinance portion of the meeting and to also set the public hearing to hear public comments on the tax rate for Monday, September 11, 2023, at 11:45 a.m.

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Tammie Carey asked the Commission to consider approval to enter into an agreement with the Barren River Area Development District (BRADD) for grant administration services for a fee of \$12,000.00 annually. Eric Sexton, Executive Director of BRADD, provided the Commission with additional information regarding this service.

Motion was made by Commissioner Stewart and seconded by Commissioner Powell to enter into a Memorandum of Agreement with Barren River Area Development District (BRADD) for grant administration services for \$12,000.00 annually and further authorized the Mayor to sign any and all documents related to this agreement.

Voting Aye: All members present. Motion carried unanimously.

City Finance Director Carol Riggensch asked the Commission to consider the proposed audit engagement letter with Kirby & Moore CPAs for the Fiscal Year 2023. It is unknown at this time if this audit would include additional compliance testing and reporting required by the Single Audit Act as required for the ARPA funds spent in FY2023 and, if so, additional charges would be determined.

Motion was made by Commissioner Powell and seconded by Commissioner McCreary to authorize the Mayor to sign the Audit Engagement Letter with Kirby & Moore CPAs for the Fiscal Year 2023 annual audit and any other documents required for the annual audit.

Voting Aye: All members present. Motion carried unanimously.

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City Finance Director Carol Riggensch asked the Commission to consider approval for the Mayor to sign a contract with FEMA for grant funding for the March 2023 storm damage cleanup.

Motion was made by Commissioner Stewart and seconded by Commissioner Powell to authorize the Mayor to sign FEMA Contract DR4702 Public Assistance Grant and any other documents necessary required for this FEMA claim.

Voting Aye: All members present. Motion carried unanimously.

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The City of Franklin is submitting a mitigation project for a Community Safe Room that will be administered through the BRADD office. BRADD requires a letter from the City giving Dajana Crockett permission to receive communications from KYEM/FEMA for the project.

Motion was made by Commissioner McCreary and seconded by Commissioner Stewart to authorize the Mayor to sign a letter to KYEM/FEMA authorizing Dajana Crockett of BRADD to receive and communications, submit required documents and be the point of contact for the City of Franklin for the Franklin Community Safe Room Project and further authorized the Mayor to sign any and all documents necessary for this grant project.

Voting Aye: All members present. Motion carried unanimously.

### **ORDINANCES**

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

Ordinance No. 2023-028 titled: *Ordinance Annexing to the City of Franklin, Kentucky Approximately 39.45 Acres Located Near KY Highway 1008 by Giampaolo Kentucky Real Property, LLC in Accordance with the Comprehensive Plan of Annexation*

Ordinance No. 2023-029 titled: *An Ordinance Rezoning Approximately 7.5 Acres Located on the West Side of 31-W North from R-1 (Single Family Residential) to B-4 (Highway Business District) by FWB Properties, LLC*

Ordinance No. 2023-030 titled: *Ordinance Setting Forth The Property Tax Rate for the City of Franklin, Kentucky for the Tax Year 2023 and Calculated Using the Certified Property Assessment as Provided by the Simpson County Property Valuation Administrator and Levying an Ad Valorem Tax of 12.1 Cents per One Hundred Dollars (\$100.00) Assessed Valuation on All Taxable Real Property Within the Jurisdiction and an Ad Valorem Tax of 12.0 OR 12.1 Cents per One Hundred Dollars (\$100.00) Assessed Valuation on All Taxable Tangible Personal Property and Merchandise Inventory Within the Jurisdiction*

**EXECUTIVE SESSION**

At 12:57 PM, motion was made by Commissioner Williams and seconded by Commissioner Powell to enter into Executive Session for the purpose of: (1) Litigation – Discussion of proposed or pending litigation {KRS 61.810(1)(c)}; (2) 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, (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)}.

Voting Aye: All members present. Motion carried unanimously.

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

Chief Solomon exited Executive Session at 1:06 PM.

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At 1:44 PM, motion was made by Commissioner Stewart 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**

Motion was made by Commission Powell and seconded by Commissioner Williams to accept the resignation of Jacoby Scharklet from the Franklin Police Department and Sam Shannon from the Wastewater Distribution Department.

Voting Aye: All members present. Motion carried unanimously.

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Motion was made by Commissioner McCreary and seconded by Commissioner Williams to authorize the City Attorney to pursue a fourth liquor license from Kentucky ABC, based upon

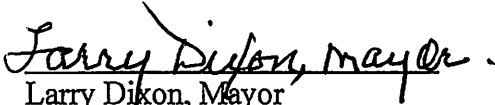
population, and authorize the Mayor to sign any required documents and further authorized the City Attorney to develop a scoring or other system in order to award the license if obtained.

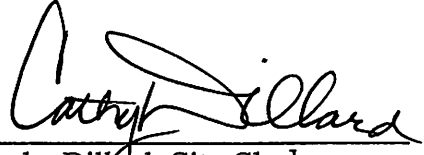
Voting Aye: All members present. Motion carried unanimously.

ADJOURNMENT

At 1:53 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  
City of Franklin, Kentucky

  
Cathy Dillard, City Clerk  
City of Franklin, Kentucky