

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

November 14, 2022

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

The Franklin, Kentucky City Commission met in Regular Session at 12:00 Noon, Monday, **November 14, 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/Deputy Clerk Rita Vaughn; City Finance Director Carol Rigggenbach; Franklin Police Chief Roger Solomon; Public Works Director Chris Klotter; Community Development Director Tammie Carey; Code Enforcement Officer Moe Hillard; Public Works Superintendent Darrell Mallory; Donzella Lee, F-S Human Rights Commission; Chelsea Carroll, BRADD; Tim Crocker; Carter Munday, F-S Planning & Zoning Administrator; Rev. Daniel Van Beek, Franklin Presbyterian Church; Tammie McCorry, Live the Proof, Inc.; Dale McCreary; James Holmes; Chris Patterson, United Methodist Church; Eric Chambers, Brandstetter Carrol; WBKO Media Representative; and new police officers Ryan Brown and Ben Miciotto.

Mayor Dixon called the meeting to order at 12:00 Noon, and Chris Patterson, Pastor of United Methodist Church offered the opening prayer.

HEAR THE PUBLIC

Tammie McCorry, Executive Director of Live the Proof, provided the Commission with an update regarding his organization and the continued need for funding. The Commission approved funding for the organization in the Fiscal Year 2023 budget, however, the Commission requested the monies be overseen by an established charitable organization. McCorry requested the funds be released to him without oversight.

Following a lengthy discussion, a motion was made by Commissioner Stewart and seconded by Commissioner Powell to approve the payment of allocated funding in the amount of \$10,000.00 to Live the Proof, Inc., with quarterly financial reporting from the organization, and further authorized the Mayor to sign the Agreement for Services on behalf of the City.

Voting Aye: All members present. Motion carried unanimously.

Chelsea Carroll, BRADD representative, provided information to the Commission regarding the BRADD Regional Hazard Mitigation Plan and informed the Commission that the Hazard Mitigation Plan had been approved by FEMA, which makes our community eligible for FEMA funding following a disaster. Commission action was not required for this matter.

James Holmes asked if the Commission would consider water usage adjustments for lawn and flower watering. He indicated that he had a new home with a sod lawn and had watered it during the hot dry months. Mayor Dixon and the Commission thanked him for attending the meeting and bringing this matter to their attention. The Commission took no action regarding the matter.

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 October 24, 2022, Regular Meeting and the October 18, 2022, Special Called Joint City/County Meeting.

Voting Aye: All members present. Motion carried unanimously.

RECOGNITION

Franklin Police Chief Roger Solomon introduced two new officers, Ryan Brown and Ben Miciotto. City Attorney Scott Crabtree administered the Oath of Office and they were welcomed by the Commission to the department.

City Manager Kenton Powell introduced Moe Hillard, the City's new Code Enforcement Officer. Hillard began working for the City on Monday, October 31, 2022, and has eight (8) years of code enforcement experience. The Commission welcomed Hillard to the City of Franklin.

COMMUNITY SERVICES

On Thursday, November 17, 2022, at 6:00 PM, the City of Franklin will have a "Community Conversation" to present the results of the community survey. Ed Holmes and Ryan Holmes with EHI Consultants will lead the discussion which will take place at the Presbyterian Church Cornerstone Building.

GENERAL GOVERNMENT

Community Development Director Tammie Carey asked the Commission to approve three resolutions for the KIA Cleaner Water Program projects. The resolutions approved the grant assistance agreements, authorized the budget amendment and authorized City representative signature approval for the manhole rehabilitation program, Morgantown Road water line project and North Main Street water line replacement.

Motion was made by Commissioner Williams and seconded by Commissioner Powell and unanimously approved the following Resolutions No. O-2022, P-2022 and Q-2022:

RESOLUTION O-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 14TH day of November, 2022.

RESOLUTION P-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 14th day of November, 2022.

RESOLUTION Q-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 14th day of November, 2022.

City Manager Kenton Powell, Franklin Police Chief Roger Solomon and Finance Director Carol Rigggenbach presented the Commission with a proposal for funding for the new Franklin Police Department.

A bid opening was held on Thursday, September 1, 2022, at 11:00 a.m. at Franklin City Hall for the purpose of receiving bids for the Franklin Police Station Construction. The bid notice was advertised pursuant to KRS 424.260. One (1) bid was received from Scott, Murphy & Daniel, LLC in the amount of \$10,599,131.00. After evaluation with the sole bidder, the contract price was reduced to \$9,900,761.00 with construction administration by Brandstetter Carroll, Inc. in the amount of \$107,903.00 for a total contract price of \$10,008,664.00.

Motion was made by Commissioner Powell and seconded by Commissioner Bennett to award the construction contract for the new Police Station to Scott, Murphy & Daniel, LLC in the amount of \$9,900,761.00 and further authorized the Mayor to sign any and all necessary documents related to the construction contract and/or agreement.

Voting Aye: All members present. Motion carried unanimously.

City Finance Director Carol Rigggenbach presented a proposed first budget amendment for the Fiscal Year 2022-2023 budget and asked for two sponsors of the ordinance. The proposed budget amendment included allocation of funds for construction of the new Police Station as well as other amendments to the budget adopted in June.

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

City Finance Director Carol Rigggenbach asked the Commission to consider approval to renew the agreement with Quadient Leasing for the postage machine located at City Hall. Renewal of the five (5) year lease will cost \$154.92 per month and will include an upgraded machine.

Motion was made by Commissioner Williams and seconded by Commissioner Powell to approve a five (5) year lease with Quadient Leasing for a monthly cost of \$154.92 and further authorized the Mayor to sign any and all documents related to this purchase.

Voting Aye: All members present. Motion carried unanimously.

Public Works Superintendent Darrell Mallory asked the Commission to consider approval to purchase a new dump truck. The State of Kentucky Contract Master Agreement can be used for the purchase of the dump truck for the Public Works Department that will be shared and utilized for all departments within the City. This agreement guarantees that the City will receive the lowest pricing and will not be required to place this purchase for bid.

The master agreement pricing includes a freight surcharge of \$4,500.00 and a warranty for \$5,580.00 bringing the total purchase price to \$175,903.90. The City budgeted to purchase the new dump truck FY2023 at \$165,000.00 and the proposed budget amendment made allocation for the additional funds needed for this purchase.

Motion was made by Commissioner Bennett and seconded by Commissioner Stewart to authorize the purchase of a 2024 International HV507 dump truck for a total cost of \$175,903.90 and further authorized the Mayor to sign any and all documents necessary for this purchase.

Voting Aye: All members present. Motion carried unanimously.

City Attorney Scott Crabtree asked the Commission to consider a proposed ordinance approving the creation of a new zoning district within the City of Franklin for Single Family Residential Affordable Housing District (R-1S-AH).

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

PUBLIC SAFETY

Franklin Police Chief Roger Solomon asked the Commission to consider approval to purchase four (4) police cruisers from Freedom Dodge at State contracting pricing for a total of \$148,400.00 with an additional \$37,600.00 to L&W for law enforcement outfitting for a total purchase price of \$186,000.00.

Motion was made by Commissioner Powell and seconded by Commissioner Williams to approve the purchase of four (4) police cruisers from Freedom Dodge at State contracting price for a total of \$148,400.00 with an additional \$37,600.00 to L&W for law enforcement outfitting for a total purchase price of \$186,000.00 and further authorized the Mayor to sign any and all documents necessary for this purchase.

Voting Aye: All members present. Motion carried unanimously.

ORDINANCES

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

Ordinance No. 2022-026 titled: *An Ordinance of the City of Franklin, Kentucky Creating a New Zoning District Entitled Single Family Residential Affordable Housing District (R-1S-AH) Zone*

Ordinance No. 2022-027 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*

Commission action was not required on first reading of the ordinance.

EXECUTIVE SESSION

At 2:15 PM, motion was made by Commissioner Williams and seconded by Commissioner Powell to enter into Executive Session for the purpose of: (1) 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, Bennett, Williams and Stewart; City Manager Kenton Powell; City Attorney Scott Crabtree; Public Works Director Chris Klotter; and Tim Crocker. Klotter and Crocker exited Executive Session at 2:41 PM. City Finance Director Carol Rigenbach entered Executive Session at 2:33 PM.

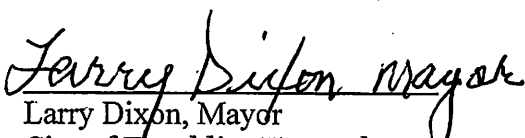
At 3:02 PM, motion was made by Commissioner Bennett and seconded by Commissioner Williams to exit Executive Session and return to open session.

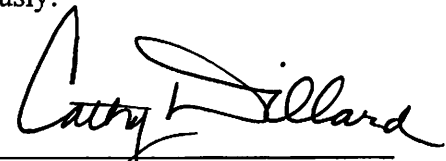
Voting Aye: All members present. Motion carried unanimously.

ADJOURNMENT

At 3:04 PM, a motion was made by Commissioner Powell and seconded by Commissioner Stewart 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