

AGENDA

A G E N D A
City of Franklin, Kentucky
City Commission

February 25, 2019
Regular Meeting – 12:00 Noon

City Hall Meeting Room
117 West Cedar Street
Franklin, Kentucky

- I. Call to Order and Member Roll Call**
- II. Opening Prayer** - Chris Morgan, United Methodist Church
- III. Approval of Minutes** - Approval of Meeting Minutes from February 11, 2019 Regular Session *Pg. 5*
- IV. Recognitions**
- V. Hear the Public**
- VI. Community Services**
 - Update from Steve Thurmond, Executive Director of F-S Chamber of Commerce *Pg. 11*
 - Update from Debbie Hill, United Way of Southern Kentucky
 - Update from Audrey Phillips, Goodnight Memorial Library
- VII. General Government**
 - Discussion and/or possible action regarding Software License Renewals *Pg. 13*
Presenter: Tammie Carey, Comm Development Dir
 - Discussion and/or possible action regarding Proposed Ordinance for F-S Planning & Zoning Regulations Changes *Pg. 16*
Presenter: Scott Crabtree, City Attorney
 - Discussion and/or possible action regarding Proposed Ordinance for KBI Inducement for Sumitomo Electric Wiring Systems, Inc. *Pg. 30*
Presenter: Scott Crabtree, City Attorney
 - Discussion and/or possible action regarding Proposed Ordinance Amending FY 2019 Budget *Pg. 38*
Presenter: Shaunna Cornwell, Finance Director
 - Discussion regarding Upcoming Joint City/County Regular Meeting *Pg. 43*
Presenter: Kenton Powell, City Manager
- VIII. Public Services**
- IX. Public Safety**
 - Discussion and/or possible action regarding Purchase of Laptops for Police Department *Pg. 45*
Presenter: Roger Solomon, Police Chief

X. Utilities

XI. Ordinances

- Second Reading of Ordinance No. 2019-003 entitled: **Pg. 49**
An Ordinance To Close The Public Way Known As The 0.090 Acre Tract Of Land Off The Northwest Side Of Edgewood Drive Approximately 412 Feet North Of Akin Avenue At 208 Edgewood Drive Known As Bart Street
Presenter: Cathy Dillard, City Clerk
- Possible first reading of Ordinance No. 2019-004 entitled: **Pg. 62**
An Ordinance Of The Board Of Commissioners Of The City Of Franklin, Kentucky, Authorizing The Grant Of An Inducement For The Acquisition And Construction Of A Project Pursuant To The Kentucky Business Investment Program (KRS 154.32-010 To 154.32-100) Whereby The City Agrees To Forego The Collection Of The One Percent (1%) City Occupational License Fee On Wages From New Mather Metals, Inc. That Would Otherwise Be Due With Respect To Project Employees, Which Amounts Shall Be Collected And Retained By Said Employer Over A Term Of Not Longer Than Ten (10) Years From The Activation Date Established By Said Program; And Taking Other Related Action
Presenter: Cathy Dillard, City Clerk
- Possible first reading of Ordinance No. 2019-005 entitled: **Pg. 69**
An Ordinance Of The Board Of Commissioners Of The City Of Franklin, Kentucky, Authorizing The Grant Of An Inducement For The Acquisition And Construction Of A Project Pursuant To The Kentucky Business Investment Program (KRS 154.32-010 To 154.32-100) Whereby The City Agrees To Forego The Collection Of The One Percent (1%) City Occupational License Fee On Wages From Sumitomo Electric Wiring Systems, Inc. That Would Otherwise Be Due With Respect To Project Employees, Which Amounts Shall Be Collected And Retained By Said Employer Over A Term Of Not Longer Than Ten (10) Years From The Activation Date Established By Said Program; And Taking Other Related Action
Presenter: Cathy Dillard, City Clerk
- Possible first reading of Ordinance No. 2019-006 entitled: **Pg. 76**
An Ordinance Of The City Of Franklin, Kentucky Repealing And Re-Enacting Text And Substance Of Ordinance 2018-001 Regarding Sections 8.9.2, 8.15.2 And 8.15.3 Of The Zoning Regulations
Presenter: Cathy Dillard, City Clerk
- Possible first reading of Ordinance No. 2019-007 entitled: **Pg. 80**
An Ordinance Amending the Annual Budget for the Fiscal Year Beginning July 1, 2018 and Ending June 30, 2019 by Estimating Revenues and Appropriations
Presenter: Cathy Dillard, City Clerk

XII. Executive Session

LITIGATION – Discussion of proposed or pending litigation {KRS 61.810(1)(c)}

PERSONNEL – Discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee or member {KRS 61.810(1)(f)}

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)}

XIII. City Attorney Reports

XIV. City Manager Reports

XV. Other Commission Business

- Discussion and/or possible action regarding Purchase of Police Cruiser for Police Department
Presenter: Chief Roger Solomon

XVI. Adjournment

MINUTES

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

February 11, 2019

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

The Franklin, Kentucky City Commission met in Regular Session at 12:00 Noon, Monday, **February 11, 2019**, 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 Personnel Director/Deputy Clerk, Rita Vaughn; City Finance Director, Shaunna Cornwell; City Police Chief, Roger Solomon; Public Works Director Chris Klotter; City Clerk, Cathy Dillard; F-S Human Rights Commission Director, Donzella Lee; Franklin Favorite/WFKN media representative, Keith Pyles; Amy Ellis, Director of F-S Renaissance; Amy Scott, Barren River Area Development District; Maria Martinez; Roberto Martinez; Mandy Salza; Robert Salza; Brandon Trodglan; Charles Wood; Ashlyn Johnson; Janna Deweese; Brent Deweese; and, Trent Coffee, WWTP Superintendent.

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

APPROVAL OF MINUTES

Motion was made by Commissioner Bennett and seconded by Commissioner Stewart to approve the minutes as presented of the January 28, 2019, regular meetings of the Franklin City Commission.

Voting aye: All. Motion carried unanimously.

Motion was made by Commissioner Powell and seconded by Commissioner Bennett to approve the minutes as presented of the minutes of the January 31, 2019, special called joint City\County meeting.

Voting aye: All. Motion carried unanimously.

RECOGNITION

Police Chief Roger Solomon introduced two new officers of the Franklin Police Department, Jenna Salza and Sergio Fuentes. City Attorney Scott Crabtree administered the oath of office for the incoming Police Officers.

COMMUNITY SERVICES

Community Development Director Tammie Carey asked the Commission to review and offer any comments or feedback regarding the second edition of the frankLINKentucky newsletter. Mrs. Carey anticipates mailing the newsletter in approximately ten days.

GENERAL GOVERNMENT

Simpson County Judge Executive Mason Barnes addressed the Commission regarding the ongoing funding issue for 911 services to the residents of Franklin and Simpson County. Last year the funding of Franklin and Simpson County 911 services was brought to the forefront by Simpson County Fiscal Court. A deficit had occurred due to declining revenue generated from a service fee on landline telephone services.

Judge Barnes recognizes that the landline telephone fee funding option is not optimal today and would like to explore proposing a fee on water meters to fund 911 services. In exploring this option he asked the City Commission to consider approval of waiving any administrative fees associated with the collection and distribution of the 911 fees on Franklin Municipal Utility billings.

Motion was made by Commissioner Stewart and seconded by Commissioner Powell to approve waiving any administrative fees by the City of Franklin on Franklin Municipal Utility billings for the collection and distribution of 911 fees.

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

Commissioner Williams abstained from voting. Commissioner Williams indicated that he needed more information regarding the current funding issues.

Motion carried with four affirmative votes and one abstention.

City Finance Director Shaunna Cornwell asked the Commission to consider an amendment of the current processing procedures for retiree benefits. Currently, retired City employees who are not under the County Employee Retirement System are issued a check each month for their retirement benefit and health insurance benefits. Mrs. Cornwell is proposing these recipients receive these payments via direct deposit.

Motion was made by Commissioner Powell and seconded by Commissioner Bennett to amend the current processing procedures for retirement benefit recipients to require direct deposit of all benefit payments and to further authorize the Mayor to sign any and all documents necessary to implement this direct deposit procedure.

Voting Aye: All. Motion carried unanimously.

City Tax Administrator Daniel Reetzke advised the Commission that he would begin identifying rental property owners who are required to purchase a business license pursuant to the City's occupational tax ordinance. A business license is required for anyone who owns, controls or rents three or more units of residential rental property and/or one commercial property. Mr. Reetzke provided a sample letter for the Commission to review and to advise them that enforcement efforts would begin soon.

No action was required on this matter.

City Clerk Cathy Dillard asked the Commission to review and approve a Memo of Understanding with GovDeal, Inc. and to approve a pricing option for services. GovDeals is an online auction service that provides government entities a means for disposal of surplus property.

Motion was made by Commissioner Powell and seconded by Commissioner Williams to approve the Memo of Understanding with GovDeals, Inc.; to approve the "B4" pricing option whereby the Buyer pays the full 12.5% and the Seller elects to receive funds via direct deposit; and, further authorized the Mayor to sign any and all documents necessary for this service.

Voting Aye: All. Motion carried unanimously.

City Attorney Scott Crabtree asked the Commission to consider sponsorship of an ordinance to close a public way known as Bart Street and to transfer the undeveloped street to Johnny Jarman and wife, Rachel Jarman, as the platted street abuts their property. Bart Street is a 0.090 acre tract of land off the northwest side of Edgewood Drive north of Akin Avenue. It is a platted street which was never developed.

Commissioner Powell and Commissioner Stewart agreed to sponsor the proposed Ordinance No. 2019-003 to close the public way known as Bart Street and transfer the property to Johnny and Rachel Jarman.

UTILITIES

Wastewater Treatment Plant Superintendent Trent Coffee asked to Commission to authorize the Mayor to sign the City of Franklin's application permit for wastewater discharge. This

permit must be renewed every five (5) years to allow the Wastewater Treatment Plant to discharge treated water back into Drakes Creek.

Motion was made by Commissioner Bennett and seconded by Commissioner Powell to authorize the Mayor to sign the City of Franklin renewal application for wastewater discharge for the Kentucky Pollutant Discharge Elimination System Discharge Permit.

Voting Aye: All. Motion carried unanimously.

Wastewater Treatment Plant Superintendent Trent Coffee asked to Commission to authorize the Mayor to sign two (2) one-year contracts with Hydro Analytical for sampling and analysis of storm water and wastewater.

Motion was made by Commissioner Powell and seconded by Commissioner Bennett to authorize the Mayor to sign two (2) one-year contracts with Hydro Analytical for sampling and analysis services for storm water and wastewater.

Voting Aye: All. Motion carried unanimously.

ORDINANCES

City Clerk Cathy Dillard provided second summary reading of Ordinance No. 2019-002 entitled *An Ordinance To Close The Public Way Known As The 0.24 Acre Tract Of Land On West Madison Street, Being A 20-Foot Wide Public Alley Which Runs Between Tract I and Tract II Of The Property Conveyed To The City Of Franklin In Commissioner's Deed Book 17, Page 171, Simpson County Clerk's Office.*

Motion was made by Commissioner Stewart and seconded by Commissioner Bennett to approve Ordinance No. 2019-002 and unanimously approved by the following roll call vote:

Roll Call Vote:	Mayor Dixon	<u>Aye</u>
	Commissioner Powell	<u>Aye</u>
	Commissioner Williams	<u>Aye</u>
	Commissioner Bennett	<u>Aye</u>
	Commissioner Stewart	<u>Aye</u>

City Clerk Cathy Dillard provided first summary reading of Ordinance No. 2019-003 entitled *An Ordinance To Close The Public Way Known As The 0.090 Acre Tract Of Land Off The Northwest Side Of Edgewood Drive Approximately 412 Feet North Of Akin Avenue At 208 Edgewood Drive Known As Bart Street*

No action is taken on first reading of an ordinance.

EXECUTIVE SESSION

At 12:45 PM, motion was made by Commissioner Williams and seconded by Commissioner Bennett 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)}; and,
- (3) Business – Discussions between a public agency 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. Motion carried unanimously.

Entering Executive Session were Mayor Dixon; Commissioners Powell, Bennett, Williams and Stewart; City Manager Kenton Powell; City Attorney Scott Crabtree; Amy Ellis, Executive Director of F-S Renaissance.

Amy Ellis exited Executive Session at 1:20 PM.

At 2:10 PM, motion was made by Commissioner Williams and seconded by Commissioner Powell to exit Executive Session and return to open session.

Voting Aye: All. Motion carried unanimously.

OTHER COMMISSION BUSINESS

City Manager Kenton Powell stated that debris cleanup continues at the West Madison Street property and the visible debris would increase as the warehouse building is emptied. He indicated that it would get worse before it gets better but that clean up would soon be complete.

ADJOURNMENT

At 2:21 PM, motion was made by Commissioner Powell and seconded by Commissioner Stewart to adjourn the regular meeting of the Franklin City Commission.

Voting Aye: All. Motion carried unanimously.

Larry Dixon, Mayor
City of Franklin, Kentucky

Cathy Dillard, City Clerk
City of Franklin, Kentucky

COMMUNITY SERVICES



MEMO

TO: Mayor Larry Dixon and Commissioners
FROM: City Manager Kenton Powell
DATE: February 21st 2019
SUBJECT: Community Services (Updates)

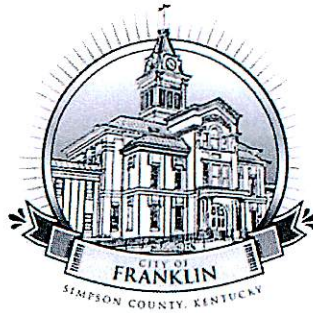
Steve Thurmond, Executive Director of F-S Chamber of Commerce, **Debbie Hill** President of United Way of Southern Kentucky and **Audrey Phillips**, Director of Simpson County Library has asked to speak to the City of Franklin to give an update from their organization of representation.

Please give them a warm welcome for all the support they give to our community.

Thank You,

Kenton Powell

GENERAL GOVERNMENT



MEMO

TO: Mayor and Commissioners

FROM: Tammie Carey, Community Development Director

DATE: February 15, 2019

RE: Software License Renewal

We are currently using Trend Micro for our antivirus software. We have 51 licenses that are on computers and laptops at City Hall, Public Works, the Wastewater Treatment Plant, the Water Treatment Plant, and Water Distribution.

We are using a SonicWall for two WiFi devices at City Hall. We have a Sonic Point (WiFi device) in the conference room and one in the customer service area.

As with most software, these are on a yearly renewal. These renewals were included in the budget. Cornerstone Information Systems is acting as our agent and working with the provider. Attached is a quote from Cornerstone for the renewal of Trend at a cost of \$816 and the SonicWall at a cost of \$90. This renewal will take us through March 2020.

I would like to ask the commission to approve the renewals and authorize the Mayor to sign any and all documentation related to the renewals.

PROPOSED MOTION: I make a motion to approve the renewal of the licenses for Trend and SonicWall and authorize the Mayor to sign any documents related.



Cornerstone Information Systems, Inc
800 South Main St.
Hopkinsville, KY 42240

Renewal Quote

Telephone: (270) 885-9011

Fax : (270) 886-0778

Sales Order No.	32418
Customer No.	CITFRN

Bill To

City of Franklin
117 W. Cedar St
P. O. Box 2805
Franklin, KY 42135

Ship To

City of Franklin
117 Cedar Street
Franklin, KY 42135

Contact: Tammie Carey

Telephone: 270-586-4497

E-mail: tammie.carey@franklinky.org

Contact: Tammie Carey

Telephone: 270-586-4497

E-mail:

Order Date	Ship Via			F.O.B.	Customer PO Number	Payment Method	
02/19/19						Net 10 Days	
Entered By			Salesperson		Ordered By	Resale Number	
Angela Kelly			Network Team			CT-107-100	
Order Quantity	Open Quantity	Tax	Item Number / Description			Unit Price	Extended Price
51	51	N	TRND-RN-WFRA0010 TREND RENEWAL GOV WORRY-FREE BUSINESS 51-250 1YR Expires: March 19th			16.00	816.00
2	2	Y	SONC-RN-01-SSC-3987 SONICWALL 24X7 SUP F/SONICPOINT 1YR SN# C0EAE4D25646 & C0EAE4D26456 Expires: March 19th			45.00	90.00

Print Date	02/14/19
Print Time	02:54:36 PM
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Printed By: Angela Kelly

Continued on Next Page



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Hopkinsville, KY 42240

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Contact: Tammie Carey
Telephone: 270-586-4497

E-mail: tammie.carey@franklinky.org

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Telephone: 270-586-4497

E-mail:

Order Date	Ship Via	F.O.B.	Customer PO Number	Payment Method	
02/19/19				Net 10 Days	
Entered By		Salesperson	Ordered By	Resale Number	
Angela Kelly		Network Team		CT-107-100	
Order Quantity	Open Quantity	Tax	Item Number / Description	Unit Price	Extended Price
			<p>According to our records, the items above are nearing the manufacturer's expiration of a warranty, maintenance, or subscription period and are due for renewal. Unless otherwise stated, all renewals quoted are manufacturers and are for 1-year. The renewal cost is valid for 5 days.</p> <p>Please check one of the following, sign at the bottom and return this renewal quote to Cornerstone, by faxing it to (270) 886-0778, if you wish the renewal to be ordered. By signing this renewal your company agrees to the terms and conditions located at http://www.cornerstone.us/terms.</p> <p><input type="checkbox"/> I would like assistance with installing the renewal at the normal hourly rate.</p> <p><input type="checkbox"/> I would like the renewal sent directly to me and I will take care of the installation myself.</p> <p>Yes, I wish to order the renewal item/items indicated above.</p> <p>Authorizing Signature _____</p> <p>PO Number _____ Date _____</p> <p>Thank you for your continued business, please let us know if you have any questions.</p>		

Print Date	02/14/19
Print Time	02:54:36 PM
Page No.	2

Amount Shipped	0.00
Open Order	906.00

Subtotal	906.00
Freight	0.00
Order Total	906.00

Printed By: Angela Kelly



MEMO

TO: Mayor Larry Dixon and Commissioners
FROM: Scott Crabtree
DATE: February 25, 2019
SUBJECT: Ordinance Regarding Amendments to P & Z Regulations

Attached are a memo and notes from Carter Munday as well as a proposed Ordinance amending the current P and Z Regulations. If the Commission approves, we will need 2 sponsors, and we can have First Reading under the Ordinance portion of the meeting.

Proposed Action: We need 2 sponsors for the attached ordinance.

To: Franklin City Commission

Subject: Approved Text Amendments to add to Local Zone Regulations

From: Carter Munday Chairman F-S Planning & Zoning Commission

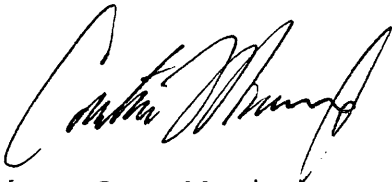
Honorable Mayor Larry Dixon & Ladies and Gentlemen of the Commission

The F-S Planning and Zoning commission conducted 2 public hearings on Thursday Feb. 14th to hear the public opinion on 2 text amendments to the local zoning regulations as follows.

1. Text change relating to Community Residential Facilities Located in a I-1 zone requiring a conditional use permit to locate and recommend to change this as a regular permitted use in a I-1 zone.
2. Text change relating to Residential uses in a B-1 zone item E. Referencing R-4 Regulations to be utilized for location standards in a B-1 zone for residential uses & to eliminate part and add to this regulation part to reflect a new location standard for residential uses in a B-1 zone.

After the commission heard the public in both articles and discussed the finding of facts and conclusion the F-S Planning and Zoning commission voted unanimously in both requests to accept the findings of fact and conclusions & recommend to the governing body of the Franklin City Commission the proposed Text amendments be edited into the local Zoning Regulations.

Sincerely

A handwritten signature in black ink, appearing to read "Carter Munday", written in a cursive style.

Carter Munday

Chairman

REQUEST CHANGE OF REGULATION

PROBLEM: A typo occurred while developing the current regulations that changes community residential facilities in a I-1 zone as a conditional permitted use from its original permitted use.

RESPONSE: To change community residential facilities as a permitted use in a I-1 zone from conditional permitted use.

CORRECTIVE ACTION: illustrate change gain acceptance from the commission and to hold a public hearing about the change.

The Franklin Simpson Planning and Zoning Commission here by recommend the following zone regulation manual change.

Subject: Article 8.15 Light Industrial District, I-1 Page 95 and 96

Action **Item**

Remove **8.15.3 Conditional Uses – Item (h.) Community residential facilities**

Add to **8.15.2 Permitted Uses – Item (i.) Community residential facilities**

PLEASE FIND NEXT PAGE ILLUSTRATION SHOWING RECOMMENDED CHANGE

Reason for Recommended Change:

City of Franklin Ordinance NO. 900.11- 11- 2007 and Simpson County Ordinance NO. 920.75 Adopted in January and February of 2008 has this type of facility listed as a permitted use in a I-1 Light industrial zone.

The newly adopted zone regulation dated May 2018 has this type of facility listed as a conditional use only in a I-1 Light industrial zone the commission has no recollection or request in the past history of preparation of the zone regulation document directing or requesting this change in the new regulations and therefore request or recommend this typo be corrected to its original classification as ordained in 2008 by both city and county ordinances.

8.15 Light Industrial District, I-1

8.15.1 Purpose

The purpose of the light industrial I-1, zoning district is intended to provide areas in which the principal use of land is for light manufacturing and assembly plants, distribution, storage, warehousing and wholesale business establishments which are clean, quiet, and free of hazardous and objectionable elements such as noise, odor, dust, smoke, or glare; operate entirely within enclosed buildings and generate little industrial traffic. In addition to such activity, certain types of commercial sales and service establishments are deemed to be especially suited for location in the light industrial district.

8.15.2 Permitted Uses

The following uses are permitted in any I-1 district, subject to all the applicable development standards and requirements:

- a. General manufacturing
- b. Sales, Construction And Service Establishments
- c. Warehousing and Storage
- d. Public warehousing and storage
- e. Mini-warehouses.
- f. Planned Industrial Parks which have been approved by the Planning Commission under the development plan provisions of Article 13, or, Industrial Park land which is under the care and supervision of the Industrial Authority, and placed in the Industrial Park Overlay District.
- g. Adult oriented use(s) and/or sexually oriented business.
- h. Any accessory building or use customarily incidental to the above permitted or conditionally permitted use shall be permitted.
- i. Community residential facilities **ADD**

8.15.3 Conditional Uses

The following uses are conditional uses in and I-1 district and require written approval of the Board of Adjustment:

- a. Manufactured Ice Plants
- b. Machine shops
- c. Jobbing and repair,
- d. Welding
- e. Fabrication and processing plants of Articles to be sold at retail on the premises; photocopying and duplication
- f. Salvage Yards (subject to provisions of Article 9.2)
- g. General contractors and special trade contractors and partitions, shelving, lockers, and office and store fixtures including cabinet shops
- h. Community residential facilities **REMOVE**
- i. Child care facility which developed in conjunction with a planned industrial park or is exclusively for the benefit of employees of the manufacturing plant.

Findings of fact and conclusions

1. In today's text regulations in use dated May 2018 a community residential facility is only allowed as a conditional use in an I-1 Zone.
2. City ordinance 900.11-11-11-207 dated Jan. 2008 outlines a community residential facility is only allowed as a permitted use in an I-1 Zone.
3. County ordinance 920.75 dated Feb. 2008 outlines a community residential facility is only allowed as a permitted use in an I-1 Zone.
4. Discussion in the Planning and Zoning Regular scheduled mtg. minutes from April 10 2018 where there would appear community residential facilities would now require a conditional use permit to locate in a I-1 zone and this change had no evidence of reason for this change or any discussion leading up to a need to have taken place from the old regulations to the new regulations and further discussion with the commission on April 10 2018 in regarding the next steps in reversing the change to reflect original documentation.

In summary the documentation as exists in today's text Zone regulations used was actually a text mistake while the new regulations were being prepared due to the fact of no evidence can be found of any discussion ever taking place or of any official action present in any record found that would execute such a text change.

Conclusion staff recommends reversing text to reflect ordinance# 900.11-11-11-2007 and ordinance #920.75 date Jan.2008 and Feb. 2008.

REQUEST CHANGE OF REGULATION

PROBLEM: Standard R-4 reference in a B-1 zone as it pertains to residential use had no real applicable meaning for existing structures in the present day B-1 zone.

RESPONSE: To end the confusing almost unusable regulation that relates to R-4 standard for residential use in a B-1.

CORRECTIVE ACTION: Remove reference to residential in a B-1 ZONE to reference R-4 regulation. Replace with regulation that is usable and less confusing and tailored to the B-1 zone as it relates to residential use.

8.9 Central Business District – B-1

8.9.2 Permitted Uses

Residential: residential dwellings as permitted in R-4 zoning districts. (See section 8.7.2). Multi-family land use developments may be proposed in a multiple building development configuration provided that a development plan has been approved by the Planning Commission (see Article 13) **Provided however, that the residential uses permitted in a B-1 (Central Business District) Zone are specifically subject to and/or limited by the provisions of any and all other ordinances adopted by the city of Franklin, Kentucky including, but not limited to ordinances relating to the permitted uses of buildings located in the Downtown Historical District.**

8.7 Multi-Family/High Density Residential District – R-4

8.7.1 Purpose

The purpose of the R-4 zoning district is to provide for the establishment of a high density residential district. The principal use of land in this district is for higher density and more diverse residential uses with the minimum of four dwelling units per lot. The types of multi-family residential units may vary in configuration and number of units per building. Related recreational, religious, and educational facilities normally required providing the basic elements of a balanced, orderly, convenient and attractive residential area are also permitted. The permitted residential density shall not exceed sixteen (16) dwelling units per net acre.

8.7.2 Permitted Uses

The following uses are permitted in any R-4 zoning district, subject to all the applicable development standards and requirements:

Two-family site built; or multi-family attached dwellings (apartments) when approved with a development plan (see section 8.7.6 and Article 13). Multi-family units may be in a townhouse, garden apartment, mid-rise, or multiple building development configurations and may be in condominium form of ownership provided there is a minimum of two dwelling units on the lot.

8.9 Central Business District B-1

8.9.2 Permitted Uses

Item E.

Change regulation from

E. Residential: residential dwellings as permitted in R-4 zoning districts. (See section 8.7.2). Multi-family land use developments may be proposed in a multiple building development configuration provided that a development plan has been approved by the Planning Commission (see Article 13) **Provided however, that the residential uses permitted in a B-1 (Central Business District) Zone are specifically subject to and/or limited by the provisions of any and all other ordinances adopted by the city of Franklin, Kentucky including, but not limited to ordinances relating to the permitted uses of buildings located in the Downtown Historical District.**

Change to read as follows

E. Residential: Residential apartment dwelling units as permitted in a B-1 zoning district (central business district) may not be less than 500 square feet in living space per apartment dwelling unit, cannot exceed more than 20 apartment units per building and the building must be fire suppressed & Monitored. Multi-Family land use project developments may be proposed in a multi building development configuration provided that the development plan has been approved by the Planning Commission (See Article 13) **Provided however, that the residential uses permitted in a B-1 (Central Business District) Zone are specifically subject to and/ or limited by the provisions of any and all ordinances adopted by the city of Franklin, Kentucky including, but not limited to ordinances relating to the permitted uses of buildings located in the Downtown Historical District.**

FINDINGS OF FACT AND CONCLUSION

PRESENT REGULATION TEXT REGARDING RESIDENTIAL USE IN A B-1 ZONE IS CONFUSING AND UNUSABLE.

IT IS CLEAR THAT THE R-4 REGULATION WAS NOT FORMULATED FOR APPLICATION IN THE PRESENT DAY B-1 ZONE AS IT PERTAINS TO RESIDENTIAL USE.

THE COMMISSION AGREED AND FORMULATED A TEXT PROPOSAL TO CHANGE THE PRESENT DAY REGULATION AS IT PERTAINS TO RESIDENTIAL USE IN A B-1 ZONE ON DEC 4 2018

JAN 8 2019 PROPOSED TEXT ADMENDMENT WAS REVIEWED BY THE COMMISSION AND VOTED TO RECOMMEND THE CHANGE AND MOVE TO PUBLIC HEARING.

Sponsors:	_____
Second Reading:	_____
Publication Date:	_____

ORDINANCE NO. 2019 - 006

**AN ORDINANCE OF THE CITY OF FRANKLIN, KENTUCKY
REPEALING AND RE-ENACTING TEXT AND SUBSTANCE OF
ORDINANCE 2018-001 REGARDING SECTIONS 8.9.2, 8.15.2 and 8.15.3
OF THE ZONING REGULATIONS**

WHEREAS, on March 15, 2018, Ordinance 2018-001 of the City of Franklin, Kentucky, relating to planning and zoning regulations was adopted by the City of Franklin, Kentucky; and,

WHEREAS, on February 14, 2019, the Franklin-Simpson County Planning & Zoning Commission held two public hearings regarding the clarification of Sections 8.9.2, 8.15.2 and 8.15.3 pertaining to community residential facilities in an I-1 zone and residential uses in a B-1 zone; and

WHEREAS, the Franklin-Simpson County Planning & Zoning Commission approved changes to the zoning regulations listed above; and

WHEREAS, it is the opinion and judgment of the Board of Commissioners of the City of Franklin that it is necessary to amend said Ordinance to reflect the changes as set forth herein; and

NOW, THEREFORE, BE IT ORDAINED by the City of Franklin, Kentucky, acting by and through its Board of Commissioners as follows:

Sections 8.9.2, 8.15.2 and 8.15.3 of the Zoning Regulations of the City of Franklin and Simpson County shall be amended as shown in the attached Exhibit A.

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

_____ FIRST READING

_____ SECOND READING

At a meeting of the City Commission of the City of Franklin, Kentucky, held on _____, on motion made by _____ and seconded by _____, the foregoing ordinance was adopted, after full discussion, by the following vote:

_____ BROWNIE BENNETT
_____ JAMIE POWELL
_____ HERBERT WILLIAMS
_____ WENDELL STEWART
_____ LARRY DIXON, MAYOR

APPROVED BY:

Larry Dixon, Mayor

ATTEST:

Cathy Dillard, City Clerk

8.9.2 Permitted Uses

The following uses are permitted in the **Central Business (B-1)** zoning district, subject to all the applicable development standards and requirements of these Zoning Regulations

Section 8.9.2.e. is amended as follows:

eE. Residential: residential dwellings as permitted in R-4 zoning districts. (See section 8.7.2): Residential apartment dwelling units may not be less than five hundred (500) square feet in living space per apartment dwelling unit. Further, no there shall be no more than twenty (20) apartment dwelling units per building in the B-1 zoning district, and all buildings containing apartment dwelling units shall be equipped with an approved fire suppression and monitoring system. Multi-family land use developments may be proposed in a multiple building development configuration provided that a development plan has been approved by the Planning Commission (see Article 13). Provided however, and regardless of anything else in these regulations to the contrary, all residential uses proposed to be permitted in a B-1 (Central Business District) Zone are specifically subject to and/or limited by the provisions of any and all other ordinances adopted by the City of Franklin, Kentucky including, but not limited to ordinances relating to the permitted uses of buildings located in the Downtown Historical District.

8.15.2 Permitted Uses

The following uses are permitted in any I-1 district, subject to all the applicable development standards and requirements:

- a. General manufacturing
- b. Sales, Construction and Service Establishments
- c. Warehousing and Storage
- d. Public warehousing and storage
- e. Mini-warehouses.
- f. Planned Industrial Parks which have been approved by the Planning Commission under the development plan provisions of Article 13, or, Industrial Park land which is under the care and supervision of the Industrial Authority, and placed in the Industrial Park Overlay District.
- g. Adult oriented use(s) and/or sexually oriented business.
- h. Any accessory building or use customarily incidental to the above permitted or conditionally permitted use shall be permitted.
- i. Community residential facilities.

8.15.3 Conditional Uses

The following uses are conditional uses in and I-1 district and require written approval of the Board of Adjustment:

- a. Manufactured Ice Plants
- b. Machine shops
- c. Jobbing and repair,
- d. Welding
- e. Fabrication and processing plants of Articles to be sold at retail on the premises; photocopying and duplication
- f. Salvage Yards (subject to provisions of Article 9.2)
- g. General contractors and special trade contractors and partitions, shelving, lockers, and office and store fixtures including cabinet shops
- ~~h. Community residential facilities~~
- h. Child care facility which developed in conjunction with a planned industrial park or is exclusively for the benefit of employees of the manufacturing plant. Two or more adjoining manufacturing plants may jointly operate a child care facility.



MEMO

TO: Mayor Larry Dixon and Commissioners
FROM: Scott Crabtree
DATE: February 8, 2019
SUBJECT: Discussion Regarding Sumitomo Electric Wiring Systems, Inc. and the Kentucky Business Investment Program Ordinance

The City Commission has been asked to adopt an ordinance authorizing the participation in the Kentucky Business Investment Program (KBI) of Sumitomo Electric Wiring Systems, Inc. Attached is the Ordinance. If the Commission is in agreement with the ordinance, we will need 2 sponsors for the ordinance, and we can have first reading in the Ordinance portion of the meeting.

Proposed action: We need 2 sponsors for the attached ordinance.

ORDINANCE NO. 2019-005

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF FRANKLIN, KENTUCKY, AUTHORIZING THE GRANT OF AN INDUCEMENT FOR THE ACQUISITION AND CONSTRUCTION OF A PROJECT PURSUANT TO THE KENTUCKY BUSINESS INVESTMENT PROGRAM (KRS 154.32-010 TO 154.32-100) WHEREBY THE CITY AGREES TO FOREGO THE COLLECTION OF THE ONE PERCENT (1%) CITY OCCUPATIONAL LICENSE FEE ON WAGES FROM SUMITOMO ELECTRIC WIRING SYSTEMS, INC. THAT WOULD OTHERWISE BE DUE WITH RESPECT TO PROJECT EMPLOYEES, WHICH AMOUNTS SHALL BE COLLECTED AND RETAINED BY SAID EMPLOYER OVER A TERM OF NOT LONGER THAN TEN (10) YEARS FROM THE ACTIVATION DATE ESTABLISHED BY SAID PROGRAM; AND TAKING OTHER RELATED ACTION

WHEREAS, it is the public policy of the Board of City Commissioners of the City of Franklin, Kentucky (“City Commission” and “City”) to encourage, promote, and support economic development, new job formation, and the development and growth of industry and commerce, and to preserve existing jobs in Kentucky for the public purposes of providing employment opportunities for its citizens and residents, alleviating conditions of unemployment, stabilizing and promoting the economy of Kentucky, and creating new tax bases and sources of revenue for the Commonwealth;

WHEREAS, the Kentucky Business Investment Program, Sections 154.32-010 through 154.32-100 of the Kentucky Revised Statutes (“KRS”), the (“Program”), authorizes and empowers the Commonwealth and certain local jurisdictions to promote economic development in Kentucky by inducing the creation of economic development projects by eligible companies, as more particularly described therein;

WHEREAS, KRS 154.32-090 authorizes an eligible company to deduct certain wage assessments from payments of wages to economic development project employees and each employee paying the assessment, in turn, to credit the assessment against their Kentucky individual income tax and, subject to the approval of the local levying authority or authorities, local occupational license fee or fees otherwise due;

WHEREAS, Sumitomo Electric Wiring Systems, Inc., a Delaware corporation (the “Company”), c/o C.T. Corp. System, 1209 Orange Street, Wilmington, Delaware 19801, has proposed to acquire and install within the City a project consisting of buildings and other improvements on the land, equipment, and new employment as described in Exhibit A attached hereto (collectively, the “Project”);

WHEREAS, the Company has represented to the City that the acquisition, construction and installation of the Project, if constructed, will result in a substantial number of new job opportunities in the community, and the Company agrees to comply with the provisions of City of Franklin Ordinance No. 221.10-06-2014;

WHEREAS, the Company has filed an application with the Kentucky Economic Development Finance Authority (the “Authority”) for approval of the Project for the Program as authorized in KRS 154.32-030;

WHEREAS, it is appropriate and in the public interest that the City Commission make a formal, binding commitment of financial resources in order to encourage and support economic development endeavors generally and the Project specifically if and when approved by the Authority pursuant to KRS 154.32-030; and

WHEREAS, the City Commission has approved the granting of an inducement to the Company for the Project, pursuant to the Program, whereby it would forego the collection of the one percent (1%) occupational license fee on wages that otherwise would be due the City, which fee shall be refunded to the Company, with respect to Project employees whose jobs meet the criteria and requirements established by the Program (“Qualifying Employees”) for a term of not longer than ten (10) years from the date the Company properly activates the Program’s incentives pursuant to KRS 154.32-030 and any agreement relating to the Project that the Company has with the Authority (the “Activation Date”).

NOW, THEREFORE, IT IS ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF FRANKLIN, AS FOLLOWS:

Section 1. It is hereby found, determined and declared that the recitals set forth in the preambles to this Ordinance, which are incorporated in this Section by reference, are true and correct.

Section 2. Inducement. The City agrees to forego retention of, and Company shall be entitled to reimbursement of the one percent (1%) City occupational license fee due on wages paid to Qualifying Employees for a term of not longer than ten (10) years from the Activation Date (the "Inducement Term"), as specified herein.

Section 3. Company to Deduct and Withhold Occupational License Fee on Wages. The Company, when making payment of wages to Qualifying Employees earned with respect to the Inducement Term, shall deduct and withhold upon the wages the one percent (1%) City occupational license fee. The Company shall remit to the City and report such withheld amounts on the forms and reconciliations required by KRS 67.783(4) and (5) and Chapter 114 of the City Code of Ordinances. The Company shall file, no less than quarterly in accordance with the City of Franklin's Code of Ordinances, with the City of Franklin, the City of Franklin Employers Quarterly Return provided by the City, specifically addressing the issues related to the KBI Program. In addition, the company shall file a quarterly reconciliation of the City of Franklin's Occupational License Fees in a format as required by the City. If the company fails to comply with the provisions of this Section, the company (or its representatives as the case may be) shall be subject to the penalty provisions set forth in Chapter 114 of the City's occupational licensing and gross receipts ordinance(s), as amended from time to time, or forfeiture of future participation in this program.

Section 4. Company Entitled to Reimbursement for Withheld and Remitted Amounts. The Company shall remit said withheld amounts to the City pursuant to Section 3 of this Ordinance. The Company shall receive reimbursement from the City, once per annum, after making the request, in writing, on the forms provided by the City, with said reimbursement being due and payable not later than sixty (60) days after the Company files the written request for reimbursement. Provided, however, that said reimbursement request shall not be filed later than two (2) years from the date that the Company's annual license fee returns are initially due, without regard to any extensions received or allowed.

Section 5. Qualifying Employees Entitled to Credit for Withheld Amounts. Each Qualifying Employee shall be entitled to a credit against his or her occupational license fee liability to the City under KRS 67.785(3) and Chapter 114 of the City of Franklin Code of Ordinances equal to the amounts withheld from his or her wages pursuant to Section 3 of this Ordinance.

Section 6. This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holdings shall not affect the validity of the remaining portions of this Ordinance.

All ordinances or parts of ordinances in conflict herewith, are, to the extent of such conflict, hereby repealed.

FIRST READING

SECOND READING

At a meeting of the Board of City Commissioners of the City of Franklin, Kentucky, held on March ____, 2019, and on motion made by _____ and seconded by _____, the foregoing ordinance was adopted, after full discussion, by the following vote:

_____ BROWNIE BENNETT
_____ JAMIE POWELL
_____ HERBERT WILLIAMS
_____ WENDELL STEWART
_____ LARRY DIXON, MAYOR

APPROVED BY:

LARRY DIXON, MAYOR

ATTEST:

CATHY DILLARD, CITY CLERK
CITY OF FRANKLIN, KENTUCKY

CERTIFICATION

I, the undersigned, do hereby certify that I am the duly qualified and acting City Clerk of the City of Franklin, Kentucky, and as such City Clerk I further certify that the foregoing is a true, correct and complete copy of an Ordinance (including Exhibit A) duly adopted by the Board of City Commissioners of said City at a duly convened meeting held on March ____, 2019, on the same occasion signed by the Mayor, duly filed, recorded and indexed in my office and now in force and effect, and that all action taken in connection with such Ordinance was in compliance with the requirements of KRS 61.810 through 61.825, all as appears from the official records of said Board of City Commissioners in my possession and under my control.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said City this ____ day of March, 2019.

(SEAL)

Cathy Dillard, City Clerk

Exhibit A

Project Description for Sumitomo Electric Wiring Systems, Inc.

See letter and KBI Report attached hereto and incorporated herein collectively by reference.



April 18, 2016

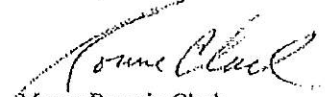
Secretary Erik Dunnigan
Kentucky Economic Development Cabinet
300 West Broadway
Frankfort, Kentucky 40601

Dear Secretary Dunnigan:

I am writing this letter as evidence of our support of the KBI application being submitted by Sumitomo Electric Wiring Systems, Incorporated. The company is planning to lease a 65,000 square foot manufacturing building Spec Building in the Henderson Interstate Industrial Park in Franklin, Kentucky. When occupied, Sumitomo will utilize this facility for the manufacturing of plastic injected parts for motor vehicles. The company will invest several million dollars in equipment and plans to employ over 100 people at this plant.

The City of Franklin will support the KBI application by contributing our one percent occupational tax. I look forward to having this outstanding company as part of our corporate community and I am certainly in support of their KBI application for this project.

Sincerely,


Mayor Ronnie Clark

117 West Cedar St. • P.O. Box 2805 • Franklin, Kentucky 42135-2805
Phone (270) 586-4497 • Fax (270) 586-9419 • www.franklinky.org

KENTUCKY ECONOMIC DEVELOPMENT FINANCE AUTHORITY
KBI REPORT - PRELIMINARY APPROVAL

Date: April 28, 2016
Approved Company: Sumitomo Electric Wiring Systems, Inc.
City: Franklin **County:** Simpson
Activity: Manufacturing **Prelim Resolution #:** KBI-I-16-21019
Bus. Dev. Contact: F. Tate **OFS Staff:** M. Elder

Project Description: Sumitomo Electric Wiring Systems, Inc. is an automotive manufacturing facility that develops electric wiring harnesses and wiring for automobiles. The company has been in Kentucky since 1988. Sumitomo has found an operational facility in Simpson County and is considering expanding its operation there.

Facility Details: Locating in a new facility

Anticipated Project Investment - Owned

Land
 Building/Improvements
 Equipment
 Other Start-up Costs
TOTAL

Eligible Costs	Total Investment
\$0	\$0
\$4,990,000	\$4,990,000
\$1,640,000	\$4,000,000
\$1,500,000	\$1,500,000
\$8,130,000	\$10,490,000

NEGOTIATED TARGETS AND INCENTIVE AMOUNTS:

Year	Job Target	Average Hourly Wage Target (Including Employee Benefits)	Annual Approved Cost Limitation
As of Activation Date	82	\$28.00	
1	82	\$28.00	\$136,000
2	82	\$28.00	\$136,000
3	145	\$28.00	\$136,000
4	145	\$28.00	\$136,000
5	145	\$28.00	\$136,000
6	145	\$28.00	\$136,000
7	145	\$28.00	\$136,000
8	145	\$28.00	\$136,000
9	145	\$28.00	\$136,000
10	145	\$28.00	\$136,000

TOTAL NEGOTIATED TAX INCENTIVE AMOUNT:

\$1,360,000

County Type:
Other

Statutory Minimum Wage Requirements:
Base hourly wage: \$10.88
Total hourly compensation: \$12.51

Ownership (20% or more):

Sumitomo Wiring Systems Japan

Active State Participation at the project site: None

Requested Wage Assessment / Local Participation:

State: 3.0%

Local: 1.0% The City of Franklin

Unemployment Rate

County: 5.5%

Kentucky: 6.3%

Existing Presence in Kentucky:

Allen, Fayette, Metcalfe and Warren Counties

Special Conditions:

The company will be required to maintain 90% of the total statewide full-time, Kentucky resident employees at all company locations, excluding the site of the project, as of the date of preliminary approval.

10/24/16 per Statewide Certification
Company reported 720.
90% of 720 is 648

(ME)



MEMO

TO: Mayor Ronnie Clark and Commissioners
FROM: Shaunna R. Cornwell, Director of Finance
DATE: February 25, 2019
SUBJECT: FY2019 Revised Budget Amendment #2

I would like to address the Commission regarding the proposed revisions to the FY2019 Operating Budget.

I will discuss all significant changes to the budget and answer any questions regarding any amended amounts. This is our bi-annual operating review. When budgeting we take a “bottom-up” approach to identify all budgeted needs for all departments. Therefore, during this amendment process, I met with all department heads to review every line item in their operating budgets, all personnel costs, and the status of all pending or proposed capital projects. I also analyzed our year to date revenue collections to determine if any changes to our projected revenue is needed. After this I met with the City Manager to discuss, review, and obtain his approval of all budgeted changes. As a point of reference, all proposed changes to the budget are discussed with the City Manager prior to our budget meetings.

I will have the budget model set up on the projector to assist with any explanations needed.

If approved as represented – the Budget Amendment Ordinance is prepared for first reading.



This is our memo from September regarding our 1st Budget Amendment for FY2019. I've included this for reference purposes.

MEMO

TO: Mayor Ronnie Clark and Commissioners
FROM: Shaunna R. Cornwell, Director of Finance
DATE: September 10, 2018
SUBJECT: FY2019 Budget Amendment #1

Attached is a summary of the proposed 1st Budget Amendment for FY2019. Below is a summary of the budgetary changes reflected in this amendment.

General Fund:

1. Old Kentucky Leathers has announced that it will be closing its doors of operation. Our Budget reflects approximately \$5,400 in Occupational Fees from this company. This amendment reduces our projected Occ Fee Revenue by this amount.
2. There has been some turnover within the police department. Given the delay in the time it takes to complete a hiring process and schedule officers for the Police Academy, this turnover and open positions will have a fairly significant impact on our budget. This budget reflects the personnel changes implemented as a result of these circumstances. Decrease Budget by ~\$73,000
3. Increase the salt budget by \$1,200. This will allow our street department to acquire a full 100 tons of salt in preparation for potential hazardous weather this winter.
4. Amend the capital budget for the following:
 - a. Purchase of updated portable radios was budgeted for \$81,000 however the quote came in significant below budget. Reduce budget for this capital project to \$60,000
 - b. Add \$4,720 to relocate PD Radio Equipment from Tower to Water Tank
 - c. Increase capital budget for exterior painting and repairs at City Hall and address security needs at City Hall. Increase capital budget by \$7,800 (\$5,000, however, was already budgeted in a General Fund Contingency. This contingency was reduced by \$5,000 per this amendment.)

Franklin Municipal Utilities:

1. There has been some turnover within the Water Distribution Department. This budget reflects the personnel changes implemented as a result of these circumstances. Decrease Budget by ~\$46,000
2. The FY2018 Budget reflected \$131,000 in capital reserve projects that were expected to be completed in FY2019. This budget is amended to now include these expenditures for our current operating year. (This was a budgeted and expected Capital Amendment)
 - a. \$14,000 for the Water Distribution Department for Portable Master Meters
 - b. \$20,000 to for the Wastewater Plant install VFD's on the Screw Pumps
 - c. \$32,000 to the Wastewater Plant to install VFD's on the Aeration Blowers
 - d. \$65,000 to the Wastewater Plant to complete the Control Panel Upgrade
3. The FY2018 budget reflected \$75,000 in capital expenditures that were expected to be expended during that Fiscal Year. Timing delays have transferred the timing of this expenditure into FY2019. This budget is amended to now include these expenditures for our current operating year.
 - a. \$60,000 to the Wastewater Plant to complete the Control Panel Upgrade (Total project \$125,000)
 - b. \$15,000 to the Wastewater Plant to dig a trench and run Fiber into the plant – related to the Control Panel Upgrade project.

Proposed Motion: Request two sponsors for the 1st Budget Amendment for FY2019 and, if received, approve first reading of the 1st Budget Amendment Ordinance# 2018-015.

ORDINANCE 2019-007

AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2018 AND ENDING JUNE 30, 2019 BY ESTIMATING REVENUES AND APPROPRIATIONS

WHEREAS, the City Commission for the City of Franklin, Kentucky is required by law to amend its budget ordinance to reflect actual revenues and expenditures if different from those projected; and

WHEREAS, it has been reported to the City Commission that actual revenues collected and costs expended by the city during the 2018-2019 fiscal year are different from those projected in the current budget ordinance, and it is therefore necessary to amend the 2018-2019 budget ordinance to reflect these variances,

NOW, THEREFORE, be it ordained by the City of Franklin, Kentucky that the 2018-2019 budget is hereby amended to read as follows:

	General Fund	Stormwater Fund	Utility Fund	Sanitation Fund	Municipal Aid Fund	Cemetery Fund	Perpetual Care	CDBG Fund
Estimated Revenues:								
Operating Revenue		353,000	5,688,910	950,500	187,595	72,000	2,900	
		357,500	5,760,754	934,652	187,595	72,000	6,800	
Tax Revenue	1,073,454							
	1,014,580							
Licenses & Fees	5,421,955							
	5,397,705							
Intergovernmental Revenue	242,864							-
	169,004							
Fines & Forfeits	55,500							
	70,500							
Intragovernmental Revenues	1,097,846					186,000		
	1,097,846					186,000		
Miscellaneous Revenue	184,743							
	164,654							
Non-Operating Revenue			53,236	850	100,550	625	4,275	-
			33,600	325	100,150	525	7,000	
TOTAL REVENUES	8,076,362	353,000	5,742,146	951,350	288,145	258,625	7,175	-
	7,914,283	357,500	5,794,354	934,977	287,745	258,525	13,800	
Appropriations:								
General Government	1,880,339							
	1,943,573							
Police	2,278,804							
	2,306,886							
Fire	274,365							
	274,365							
Public Services	809,797							
	829,251							
Community Services	1,266,987							
	1,232,594							
Stormwater		208,308						
		217,782						
Municipal Utilities			2,979,761					
			3,026,424					
Sanitation				704,404				
				698,158				
Economic Development								-
Municipal Aid/Severance					286,500			
					287,000			
Municipal Cemetery						204,091		
						204,234		
Debt Service	295,245		505,249					
	295,245		505,249					
Capital Outlay	417,084	10,000	1,111,490		95,000	5,000		
	211,570	20,000	877,122					
TOTAL APPROPRIATIONS	7,222,621	218,308	4,596,500	704,404	381,500	209,091	-	-

	7,093,484	237,782	4,408,795	698,168	287,000	204,234		
EXCESS RESOURCES	853,741	134,692	1,145,646	246,946	(93,355)	49,534	7,175	-
	820,799	119,718	1,385,556	236,818	745	54,291	13,800	
RESERVE	217,600	-	312,780	-	-	-	-	-
	112,500		320,000					
TRANSFERS OUT	383,000	-	700,000	209,500	-	51,646	3,000	-
	383,000		700,000	209,500	95,000	51,646	3,000	
CHANGE IN FUND BALANCE	253,141	134,692	132,866	37,446	(93,355)	(2,112)	4,175	-
	325,299	119,718	355,556	27,318	(94,255)	2,645	10,800	

SECTION 2: The regulatory license fee shall be eight percent (8%) of gross sales of all alcoholic beverages sold by the drink. In the case of retail sales of package distilled spirits, wine and malt beverages, the regulatory license fee shall be five percent (5%) of gross sales. The annual rate for the regulatory license fee adopted by the City Commission is estimated to ensure full reimbursement to the city for the cost of any additional policing, regulatory, or administrative expense related to the sale of alcoholic beverages in the city.

SECTION 3: The detailed budget proposal and message, together with modifications, are hereby adopted and incorporated by the reference herein, the same as if copied at length herein.

SECTION 4: This ordinance is effective upon its passage and publication.

SECTION 5: If any section, subsection, paragraph, sentence, clause, phrase, or a portion of this ordinance is declared illegal, unconstitutional or otherwise invalid, such declaration shall not affect the remaining portions hereof.

All ordinances or parts of ordinances in conflict herewith, are to the extent of such conflict, hereby repealed.

FIRST READING _____

SECOND READING _____

At a meeting of the Franklin City Commission held on _____ on motion made by _____ and seconded by Commissioner _____, the foregoing ordinance was adopted, after full discussion, by the following vote.

Commissioner Brownie Bennett
Commissioner Herbert Williams
Commissioner Jamie Powell
Commissioner Wendell Stewart
Mayor Larry Dixon

APPROVED BY:

LARRY DIXON, MAYOR
CITY OF FRANKLIN, KY

ATTEST:

CATHY DILLARD, CITY CLERK
CITY OF FRANKLIN, KY

A DETAILED COPY OF THE BUDGET MAY BE SEEN AT CITY HALL, 117 W CEDAR STREET, FRANKLIN KENTUCKY BETWEEN THE HOURS OF 8:30 A.M. AND 4:30 P.M. MONDAY THROUGH FRIDAY.



MEMO

TO: Mayor Larry Dixon and Commissioners
FROM: City Manager Kenton Powell
DATE: February 21st 2019
SUBJECT: Joint Meeting

What a busy year it's been so far, with that I want to remind everyone of the upcoming City/County Joint Meeting which is scheduled for March 5th at City Hall.

Thank You,
Kenton Powell

PUBLIC SAFETY



MEMORANDUM

TO: City Commission

FROM: Franklin Police Chief Roger Solomon

Date: February 20, 2019

RE: Purchase of Tablets

The Franklin Police Department is in need of purchasing 6 tablets, stands and equipment for the cruisers. The attached quote includes the cost of the tablets, associated equipment and installation. The total cost is \$10,974.00. The cost of the tablets is already budgeted in this current fiscal cycle.

RECOMMENDED ACTION: Authorize the purchase of six (6) new Surface Pro 4 Tablets as well as associated equipment from ISTT for a total cost of \$10,1974 and have the Mayor sign the quote attached.

Chief Roger Solomon



We Make Technology Easy!

QUOTE

Date	Quote #
10/16/18	WBGQ5471

846 Broadway Ave. Bowling Green, KY 42101
 Phone: (270) 781-5096 Fax: (270) 781-5641 Email: Sales@isttinc.com

Sold To: Franklin Police Department
 Roger Solomon
 100 S. Court Street
 Franklin, KY 42134
 United States

Phone: (270) 586-7167
Fax: (270) 586-9030

Ship To: Franklin Police Department
 Roger Solomon
 100 S. Court Street
 Franklin, KY 42134
 United States

Phone: (270) 586-7167
Fax: (270) 586-9030

Labor not included.

Term	Rep	P.O. Number	Ship Via
	mfolker		

Ln #	Qty	Description	Unit Price	Ext. Price
1	6	Microsoft Surface Pro		
2	6	Microsoft Surface Standard Vehicle Mount		
3	6	Type Cover Keyboard Support for Surface Pro		
4	6	Keyboard for Surface Pro		

SubTotal	\$10,974.00
Sales Tax	\$0.00
Shipping	\$0.00
Total	\$10,974.00

10/16/18

11:25:20

Initial _____

Page 1

PRICES ARE SUBJECT TO CHANGE AND BASED UPON TOTAL PURCHASE. ALL DELIVERY, TRAINING OR CONSULTING SERVICES TO BE BILLED AT PUBLISHED RATES FOR EACH ACTIVITY INVOLVED. GENERALLY, ALL HARDWARE COMPUTER COMPONENTS PROPOSED ABOVE ARE COVERED BY A ONE YEAR LIMITED WARRANTY THAT COVERS PARTS AND LABOR ON A DEPOT BASIS. WE SPECIFICALLY DISCLAIM ANY AND ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO ANY IMPLIED WARRANTIES OR WITH REGARD TO ANY LICENSED PRODUCTS. WE SHALL NOT BE LIABLE FOR ANY LOSS OF PROFITS, BUSINESS, GOODWILL, DATA, INTERRUPTION OF BUSINESS, NOR FOR INCIDENTAL OR CONSEQUENTIAL MERCHANTABILITY OR FITNESS OF PURPOSE, DAMAGES RELATED TO THIS AGREEMENT. MINIMUM 15% RESTOCKING FEE WITH ORIGINAL PACKAGING. ALL SHIPPING & HANDLING FEE IS SUBJECT TO CHANGE FROM QUOTE BASED ON THE MARKET. If the customer fails to pay, when due, any amount payable hereunder or fails to fully perform its obligations hereunder, customer agrees to pay, in addition to any amount past due, plus interest accrued thereon, all reasonable expenses incurred by ISTT, Inc. in enforcing this Agreement, including but not limited to all expenses of any legal proceeding relating thereto and all reasonable attorneys' fees incurred in connection therewith. Quote valid for 30 days. Labor, shipping, travel, or setup fees not included unless otherwise stated.

Applicant hereby authorizes the release of business and personal credit information to our company, or its designee (and any assignee or potential assignee thereof) from any source including credit bureau reporting agencies and applicant's bank and trade references. By signing below, the undersigned individual who is either a principal of the credit applicant or a personal guarantor of its obligations, provides written instruction to our company, or its designee (and any assignee or potential assignee thereof) authorizing review of his/her personal credit profile from a national credit bureau

Accepted Signature: _____

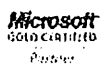
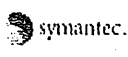
Date: _____

Name: _____

% of Down Payment _____

Desired Install Date: _____

Installation Notes or Special Considerations



ORDINANCES

CITY OF FRANKLIN, KENTUCKY

ORDINANCE NO. 2019 - 003

AN ORDINANCE TO CLOSE THE PUBLIC WAY KNOWN AS THE 0.090 ACRE TRACT OF LAND OFF THE NORTHWEST SIDE OF EDGEWOOD DRIVE APPROXIMATELY 412 FEET NORTH OF AKIN AVENUE AT 208 EDGEWOOD DRIVE KNOWN AS BART STREET

WHEREAS, at the request of Johnny Jarman and wife, Rachel D. Jarman, it has been determined that the 0.090 acre tract of land off the northwest side of Edgewood Drive approximately 412 feet north of Akin Avenue at 208 Edgewood Drive known as Bart Street will serve a more useful public purpose if the herein described portion is closed and no longer used as a public way; and,

WHEREAS, the Board of Commissioners of the City of Franklin has identified the property owners in or abutting the portion of the property to be closed to be Johnny Jarman and wife, Rachel D. Jarman, Lucretia Howard, unmarried, Paulette Thomas and husband, Raymond Earl Thomas, and Shirley Ann Perdue (now Freedle), unmarried; and,

WHEREAS, pursuant to KRS 82.405(2) (b) and (c), written notices of the proposed closing was given to the property owners in or abutting that portion of the alley that is described in Exhibit A, and the property owners in or abutting that portion of the property have agreed to the closing of the alley, with said consents being attached collectively hereto as Exhibit B; and,

WHEREAS, the Board of Commissioners of the City of Franklin has determined that it is in the best interest of the City to close the public way which is described more specifically in the attached Exhibit A, and to authorize the City Attorney for the City of Franklin to take any and all actions necessary to convey a portion of the public way to be closed to Johnny Jarman; and,

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

1. The preambles to this Ordinance are true and correct and incorporated herein by reference.

2. The portion of the public way commonly known as Bart Street and being the 0.090 acre tract of land off the northwest side of Edgewood Drive approximately 412 feet north of Akin Avenue at 208 Edgewood Drive originally dedicated for public use in Deed Book 57, Page 293 dated June 3, 1938, Simpson County Clerk's Office, described in Exhibit A, is hereby accepted by the City as a public way, as having been opened to the unrestricted use of the general public for more than five (5) consecutive years pursuant to KRS 82.400 and, further, said portion of the public way shall be hereinafter closed as a public way, street, and/or thoroughfare, and shall no longer be maintained by the City of Franklin, Kentucky; provided that the City is allowed to retain a 12-foot wide ingress-egress easement running east of and parallel to the western line of the tract to be closed.

3. The City Attorney is hereby directed to take any and all actions necessary, and/or all of his actions with respect to this ordinance are hereby ratified pursuant to this ordinance to close said public way and to convey a portion of the public way, more particularly described in the attached Exhibit A, to Johnny Jarman and wife, Rachel D. Jarman.

4. The Board of Commissioners authorizes and directs the Mayor to sign any and all documents necessary to effectuate the intent of this ordinance.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holdings shall not affect the validity of the remaining portions of Ordinance.

All ordinances or parts of ordinances in conflict herewith, are, to the extent of such conflict, hereby repealed.

February 11, 2019

FIRST READING

February 25, 2019

SECOND READING

At a meeting of the Franklin Board of Commissioners held on February 25, 2019, on motion made by Commissioner _____ and seconded by Commissioner _____, the foregoing ordinance was adopted, after full discussion, by the following vote:

_____ HERBERT WILLIAMS

_____ JAMIE POWELL

_____ BROWNIE BENNETT

_____ WENDELL STEWART

_____ LARRY DIXON, MAYOR

APPROVED BY:

Larry Dixon, Mayor

ATTEST:

Cathy Dillard, City Clerk
City of Franklin, Kentucky

EXHIBIT A

DESCRIPTION OF 0.090 ACRE TRACT BEING CLOSED

See attached Boundary Retracement Bart Street Road Closure
Containing 0.090 Acres signed by Chris R. Kenner,
Licensed Surveyor No. 4120 dated 08/03/18.

Boundary Retracement
Bart Street Road Closure
Containing 0.090 Acres

Being a certain parcel of land located in the city of Franklin, KY off the northwest side of Edgewood Drive approximately 412 feet north of Akin Avenue at 208 Edgewood Drive, Franklin, KY 42134 and being further described as follows:

Unless stated otherwise, any monument referred to as an iron pin and cap is a 5/8-inch by 18-inch rebar with an orange plastic cap stamped "C. KENNER PLS 4120." All bearings contained herein are referenced to found monumentation along the west line as recorded in Deed Book 319 Page 371.

Beginning at a 3/4-inch iron pipe (found) in the north right-of-way line of Edgewood Drive (approximately 23.1' from the extension of the east-west centerline of Edgewood Drive), southwest corner to Johnny Jarman (Deed Book 319 Page 371), located South 81° 17' 47" West 95.86 feet from a 3/4-inch iron pipe (found), southeast corner to said Jarman; thence along the north right-of-way line of Edgewood Drive South 81° 17' 47" West 31.47 feet to an iron pin and cap (set) in the east line of Lucretia M. Howard (Deed Book 300 Page 42 - Lot 5 Massey Subdivision: Plat Book 1 Page 25); thence along the east line of Lucretia Howard and later Paulette C. Thomas (Deed Book 308 Page 213 - Lot 6 Massey Subdivision: Plat Book 1 Page 25) North 04° 04' 44" West 124.59 feet to an iron pin and cap (set), southwest corner to Shirley Ann Perdue (now Freedle) (Deed Book 174 Page 469); thence along the south line of Shirley Ann Perdue (now Freedle) North 80° 59' 53" East 31.88 feet to a 3/4-inch iron pipe (found); northwest corner to Johnny Jarman (Deed Book 319 Page 371); thence along the west line of Johnny Jarman South 03° 54' 00" East 124.79 feet to the Point of Beginning; containing 3,935 sq. ft. or 0.090 acres more or less, according to a field survey conducted by Kenner Randolph Engineering & Surveying under the direction of Chris R. Kenner, "PLS 4120," during the month of August 2018.

The herein described 0.090 acre tract is subject to a 12' wide Ingress-egress easement running east of and parallel to the western line of the above described tract (Deed Book 75 Page 577).

The above described 0.090 acre tract is not a buildable lot according to Simpson County Planning and Zoning regulations and is to become a part of the lands of the current adjoiner to the east, Johnny Jarman (Deed Book 319 Page 371), and is not to be sold as a stand alone lot in future conveyances.

Being an unimproved road referenced in previous deeds as Bart Street of the City of Franklin which is also a part of the same property conveyed to Henry Akin, Winnie Crowdus, Sarah Crowdus and Jennie Crowdus by John A. Crowdus et al by deed dated June 3, 1938 in Deed Book 57 Page 293 in the office of the Simpson County Court Clerk, Franklin, Kentucky.

Chris R. Kenner

8/3/18

CHRIS R. KENNER
LICENSED SURVEYOR
STATE OF KENTUCKY
LICENSE NO. 4120
KENNER RANDOLPH ENGINEERING & SURVEYING

DATE

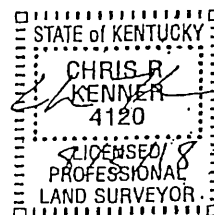


EXHIBIT B

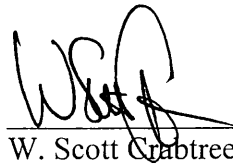
**Copies of Consents to Closing a Public Way
from Johnny Jarman and wife, Rachel D. Jarman,
Lucretia Howard, unmarried,
Paulette Thomas and husband, Raymond Earl Thomas
and Shirley Ann Perdue (now Freedle), unmarried**

NOTICE OF INTENT TO CLOSE A PUBLIC WAY

TO: Lucretia Howard, unmarried
910 Elm Street
Franklin, Kentucky 42134

Pursuant to KRS 82.405(2)(b), notice is hereby given by the City of Franklin's Board of Commissioners that they intend to close a portion of the public way known as the 0.090 acre tract of land off the northwest side of Edgewood Drive, approximately 412 feet north of Akin Avenue at 208 Edgewood Drive, Franklin, Kentucky, and being the same property shown as Bart Street in a deed conveyed to Henry Akin, Winnie Crowdus, Sarah Crowdus and Jennie Crowdus by John A. Crowdus, et al, by deed dated June 3, 1938 in Deed Book 57, Page 293, in the office of the Simpson County Court Clerk, abutting your property. Attached hereto as Exhibit A is a description of the portion of the public way being closed.

This December 3, 2018.

A handwritten signature in black ink, appearing to read 'W. Scott Crabtree', is written over a horizontal line.

W. Scott Crabtree, City Attorney

CONSENT TO CLOSING A PUBLIC WAY

I, Lucretia Howard, unmarried, 910 Elm Street, Franklin, Kentucky 42134, a property owner abutting the 0.090 acre tract of land off the northwest side of Edgewood Drive, approximately 412 feet north of Akin Avenue at 208 Edgewood Drive, Franklin, Kentucky, and being the same property shown as Bart Street in a deed conveyed to Henry Akin, Winnie Crowdus, Sarah Crowdus and Jennie Crowdus by John A. Crowdus, et al, by deed dated June 3, 1938 in Deed Book 57, Page 293, in the office of the Simpson County Court Clerk, hereby consent to the closing of that certain portion of the public way as provided in the Notice of Intent to Close a Public Way given to me on ~~December~~ ^{January} 28, 2018⁹, and the undersigned understands, acknowledges, and agrees that the portion of the public way to be closed shall remain the property of Johnny Jarman and wife, Rachel D. Jarman, but the City of Franklin shall retain a 12-foot wide ingress-egress easement running east of and parallel to the western line of the tract.

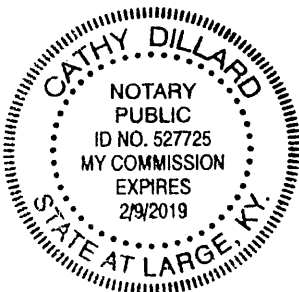
Dated this ~~December~~ ^{January} 28, 2018⁹ *cd lh*

Lucretia Howard
Lucretia Howard

STATE OF KENTUCKY

COUNTY OF SIMPSON

Subscribed and sworn to before me by Lucretia Howard, unmarried, and an abutting property owner on this ~~December~~ ^{January} 28, 2018⁹ *cd lh*



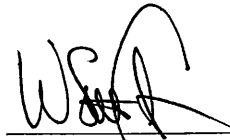
Cathy Dillard
Notary Public
Notary I.D. No. 527725
My Commission Expires: 2-9-2019

NOTICE OF INTENT TO CLOSE A PUBLIC WAY

TO: Shirley Ann Perdue (now Freedle), unmarried
205 York Street
Franklin, Kentucky 42134

Pursuant to KRS 82.405(2)(b), notice is hereby given by the City of Franklin's Board of Commissioners that they intend to close a portion of the public way known as the 0.090 acre tract of land off the northwest side of Edgewood Drive, approximately 412 feet north of Akin Avenue at 208 Edgewood Drive, Franklin, Kentucky, and being the same property shown as Bart Street in a deed conveyed to Henry Akin, Winnie Crowdus, Sarah Crowdus and Jennie Crowdus by John A. Crowdus, et al, by deed dated June 3, 1938 in Deed Book 57, Page 293, in the office of the Simpson County Court Clerk, abutting your property. Attached hereto as Exhibit A is a description of the portion of the public way being closed.

This December 3, 2018.

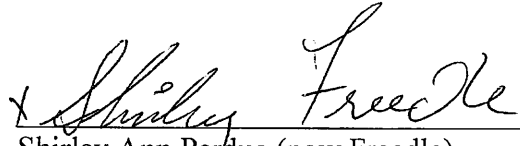
A handwritten signature in black ink, appearing to read 'W. Scott Crabtree', written over a horizontal line.

W. Scott Crabtree, City Attorney

CONSENT TO CLOSING A PUBLIC WAY

I, Shirley Ann Perdue (now Freedle), unmarried, 205 York Street, Franklin, Kentucky 42134, a property owner abutting the 0.090 acre tract of land off the northwest side of Edgewood Drive, approximately 412 feet north of Akin Avenue at 208 Edgewood Drive, Franklin, Kentucky, and being the same property shown as Bart Street in a deed conveyed to Henry Akin, Winnie Crowdus, Sarah Crowdus and Jennie Crowdus by John A. Crowdus, et al, by deed dated June 3, 1938 in Deed Book 57, Page 293, in the office of the Simpson County Court Clerk, hereby consent to the closing of that certain portion of the public way as provided in the Notice of Intent to Close a Public Way given to me on ~~December~~ ^{Feb} 4, 2018 ^{ca SF} and the undersigned understands, acknowledges, and agrees that the portion of the public way to be closed shall remain the property of Johnny Jarman and wife, Rachel D. Jarman, but the City of Franklin shall retain a 12-foot wide ingress-egress easement running east of and parallel to the western line of the tract.

Dated this ~~December~~ ^{Feb} 4, 2018 ^{ca SF}

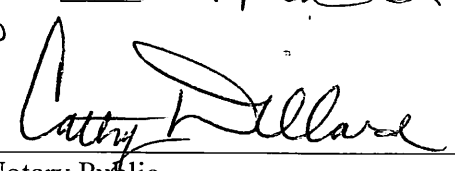


Shirley Ann Perdue (now Freedle)

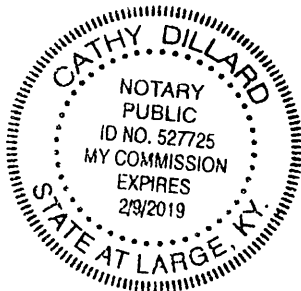
STATE OF KENTUCKY

COUNTY OF SIMPSON

Subscribed and sworn to before me by Shirley Ann Perdue (now Freedle), unmarried, an abutting property owner, on this ~~December~~ ^{Feb} 4, 2018 ^{ca SF}



Notary Public
Notary I.D. No. 527725
My Commission Expires: 2-9-2019

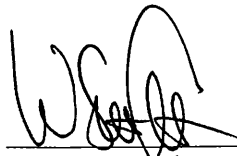


NOTICE OF INTENT TO CLOSE A PUBLIC WAY

TO: Paulette Thomas and husband,
Raymond Earl Thomas
505 Greenwood Drive
Franklin, Kentucky 42134

Pursuant to KRS 82.405(2)(b), notice is hereby given by the City of Franklin's Board of Commissioners that they intend to close a portion of the public way known as the 0.090 acre tract of land off the northwest side of Edgewood Drive, approximately 412 feet north of Akin Avenue at 208 Edgewood Drive, Franklin, Kentucky, and being the same property shown as Bart Street in a deed conveyed to Henry Akin, Winnie Crowdus, Sarah Crowdus and Jennie Crowdus by John A. Crowdus, et al, by deed dated June 3, 1938 in Deed Book 57, Page 293, in the office of the Simpson County Court Clerk, abutting your property. Attached hereto as Exhibit A is a description of the portion of the public way being closed.

This December 3, 2018.

A handwritten signature in black ink, appearing to read 'W. Scott Crabtree', is written over a horizontal line.

W. Scott Crabtree, City Attorney

CONSENT TO CLOSING A PUBLIC WAY

I, Paulette Thomas and husband, Raymond Earl Thomas, 505 Greenwood Drive, Franklin, Kentucky 42134, property owners abutting the 0.090 acre tract of land off the northwest side of Edgewood Drive, approximately 412 feet north of Akin Avenue at 208 Edgewood Drive, Franklin, Kentucky, and being the same property shown as Bart Street in a deed conveyed to Henry Akin, Winnie Crowdus, Sarah Crowdus and Jennie Crowdus by John A. Crowdus, et al, by deed dated June 3, 1938 in Deed Book 57, Page 293, in the office of the Simpson County Court Clerk, hereby consent to the closing of that certain portion of the public way as provided in the Notice of Intent to Close a Public Way given to us on ~~December~~ January 29, 2018^{9 ca}, and the undersigned understand, acknowledge, and agree that the portion of the public way to be closed shall remain the property of Johnny Jarman and wife, Rachel D. Jarman, but the City of Franklin shall retain a 12-foot wide ingress-egress easement running east of and parallel to the western line of the tract.

Dated this ~~December~~ January 29, 2018^{9 ca} PS

Paulette C Thomas

Paulette Thomas

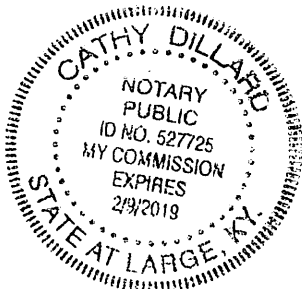
Raymond E. Thomas

Raymond Earl Thomas

STATE OF KENTUCKY

COUNTY OF SIMPSON

Subscribed and sworn to before me by Paulette Thomas and husband, Raymond Earl Thomas, abutting property owners, on this ~~December~~ January 29, 2018^{9 ca} PS.



Cathy Dillane
Notary Public

Notary I.D. No. 527725

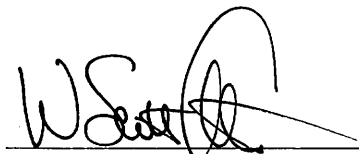
My Commission Expires: 2-9-2019

NOTICE OF INTENT TO CLOSE A PUBLIC WAY

TO: Johnny Jarman and wife,
Rachel D. Jarman
208 Edgewood Drive
Franklin, Kentucky 42134

Pursuant to KRS 82.405(2)(b), notice is hereby given by the City of Franklin's Board of Commissioners that they intend to close a portion of the public way known as the 0.090 acre tract of land off the northwest side of Edgewood Drive, approximately 412 feet north of Akin Avenue at 208 Edgewood Drive, Franklin, Kentucky, and being the same property shown as Bart Street in a deed conveyed to Henry Akin, Winnie Crowdus, Sarah Crowdus and Jennie Crowdus by John A. Crowdus, et al, by deed dated June 3, 1938 in Deed Book 57, Page 293, in the office of the Simpson County Court Clerk, abutting your property. Attached hereto as Exhibit A is a description of the portion of the public way being closed.

This December 3, 2018.



W. Scott Crabtree, City Attorney

CONSENT TO CLOSING A PUBLIC WAY

We, Johnny Jarman and wife, Rachel D. Jarman, 208 Edgewood Drive, Franklin, Kentucky 42134, property owners abutting the 0.090 acre tract of land off the northwest side of Edgewood Drive, approximately 412 feet north of Akin Avenue at 208 Edgewood Drive, Franklin, Kentucky, and being the same property shown as Bart Street in a deed conveyed to Henry Akin, Winnie Crowdus, Sarah Crowdus and Jennie Crowdus by John A. Crowdus, et al, by deed dated June 3, 1938 in Deed Book 57, Page 293, in the office of the Simpson County Court Clerk, hereby consent to the closing of that certain portion of the public way as provided in the Notice of Intent to Close a Public Way given to us on ~~December~~ February 4, 2018⁹, and the undersigned understand, acknowledge, and agree that the portion of the public way to be closed shall remain the property of Johnny Jarman and wife, Rachel D. Jarman, but the City of Franklin shall retain a 12-foot wide ingress-egress easement running east of and parallel to the western line of the tract.

Dated this ~~December~~ February 4, 2018⁹.

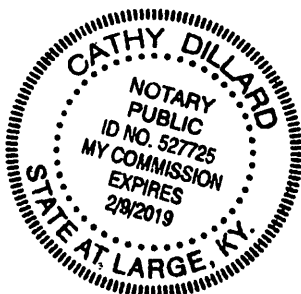
+ Johnny Jarman
Johnny Jarman

Rachel D. Jarman
Rachel D. Jarman

STATE OF KENTUCKY

COUNTY OF SIMPSON

Subscribed and sworn to before me by Johnny Jarman and wife, Rachel D. Jarman, abutting property owners, on this ~~December~~ February 4, 2018⁹.



Cathy Dillard
Notary Public
Notary I.D. No. 527725
My Commission Expires: 2-9-2019

ORDINANCE NO. 2019-004

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF FRANKLIN, KENTUCKY, AUTHORIZING THE GRANT OF AN INDUCEMENT FOR THE ACQUISITION AND CONSTRUCTION OF A PROJECT PURSUANT TO THE KENTUCKY BUSINESS INVESTMENT PROGRAM (KRS 154.32-010 TO 154.32-100) WHEREBY THE CITY AGREES TO FOREGO THE COLLECTION OF THE ONE PERCENT (1%) CITY OCCUPATIONAL LICENSE FEE ON WAGES FROM NEW MATHER METALS, INC. THAT WOULD OTHERWISE BE DUE WITH RESPECT TO PROJECT EMPLOYEES, WHICH AMOUNTS SHALL BE COLLECTED AND RETAINED BY SAID EMPLOYER OVER A TERM OF NOT LONGER THAN TEN (10) YEARS FROM THE ACTIVATION DATE ESTABLISHED BY SAID PROGRAM; AND TAKING OTHER RELATED ACTION

WHEREAS, it is the public policy of the Board of City Commissioners of the City of Franklin, Kentucky (“City Commission” and “City”) to encourage, promote, and support economic development, new job formation, and the development and growth of industry and commerce, and to preserve existing jobs in Kentucky for the public purposes of providing employment opportunities for its citizens and residents, alleviating conditions of unemployment, stabilizing and promoting the economy of Kentucky, and creating new tax bases and sources of revenue for the Commonwealth;

WHEREAS, the Kentucky Business Investment Program, Sections 154.32-010 through 154.32-100 of the Kentucky Revised Statutes (“KRS”), the (“Program”), authorizes and empowers the Commonwealth and certain local jurisdictions to promote economic development in Kentucky by inducing the creation of economic development projects by eligible companies, as more particularly described therein;

WHEREAS, KRS 154.32-090 authorizes an eligible company to deduct certain wage assessments from payments of wages to economic development project employees and each employee paying the assessment, in turn, to credit the assessment against their Kentucky individual income tax and, subject to the approval of the local levying authority or authorities, local occupational license fee or fees otherwise due;

WHEREAS, New Mather Metals, Inc., a Delaware corporation (the “Company”), 326 Page Drive, Franklin, Kentucky 42134, has proposed to acquire and install within the City a project consisting of equipment and new employment as described in Exhibit A attached hereto (collectively, the “Project”);

WHEREAS, the Company has represented to the City that the acquisition, construction and installation of the Project, if constructed, will result in a substantial number of new job opportunities in the community, and the Company agrees to comply with the provisions of City of Franklin Ordinance No. 221.10-06-2014;

WHEREAS, the Company has filed an application with the Kentucky Economic Development Finance Authority (the “Authority”) for approval of the Project for the Program as authorized in KRS 154.32-030;

WHEREAS, it is appropriate and in the public interest that the City Commission make a formal, binding commitment of financial resources in order to encourage and support economic development endeavors generally and the Project specifically if and when approved by the Authority pursuant to KRS 154.32-030; and

WHEREAS, the City Commission has approved the granting of an inducement to the Company for the Project, pursuant to the Program, whereby it would forego the collection of the one percent (1%) occupational license fee on wages that otherwise would be due the City, which fee shall be retained by the Company, with respect to Project employees whose jobs meet the criteria and requirements established by the Program (“Qualifying Employees”) for a term of not longer than ten (10) years from the date the Company properly activates the Program’s incentives pursuant to KRS 154.32-030 and any agreement relating to the Project that the Company has with the Authority (the “Activation Date”).

NOW, THEREFORE, IT IS ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF FRANKLIN, AS FOLLOWS:

Section 1. It is hereby found, determined and declared that the recitals set forth in the preambles to this Ordinance, which are incorporated in this Section by reference, are true and correct.

Section 2. Inducement. The City shall forego collection of, and Company shall be entitled to collect and retain the one percent (1%) City occupational license fee due on wages paid to Qualifying Employees for a term of not longer than ten (10) years from the Activation Date (the "Inducement Term"), as specified herein.

Section 3. Company to Deduct and Withhold Occupational License Fee on Wages. The Company, when making payment of wages to Qualifying Employees earned with respect to the Inducement Term, shall deduct and withhold upon the wages the one percent (1%) City occupational license fee. The Company shall remit to the City and report such withheld amounts on the forms and reconciliations required by KRS 67.783(4) and (5) and Chapter 114 of the City Code of Ordinances. The Company shall file, not less than quarterly in accordance with the City of Franklin's Code of Ordinances, with the City of Franklin, the City of Franklin Employers Quarterly Return provided by the City, specifically addressing the issues related to the KBI Program. In addition, the company shall file a quarterly reconciliation of the City of Franklin's Occupational License Fees in a format as required by the City. If the company fails to comply with the provisions of this Section, the company (or its representatives as the case may be) shall be subject to the penalty provisions set forth in Chapter 114 of the City's occupational licensing and gross receipts ordinance(s), as amended from time to time, or forfeiture of future participation in this program.

Section 4. Company Entitled to Reimbursement for Withheld and Remitted Amounts. The Company shall remit said withheld amounts to the City pursuant to Section 3 of this Ordinance. The Company shall receive reimbursement from the City, once per annum, after making the request, in writing, on the forms provided by the City, with said reimbursement being due and payable not later than sixty (60) days after the Company files the written request for reimbursement. Provided, however, that said reimbursement request shall not be filed later than two (2) years from the date that the Company's annual license fee returns are initially due, without regard to any extensions received or allowed.

Section 5. Qualifying Employees Entitled to Credit for Withheld Amounts. Each Qualifying Employee shall be entitled to a credit against his or her occupational license fee liability to the City under KRS 67.785(3) and Chapter 114 of the City of Franklin Code of Ordinances equal to the amounts withheld from his or her wages pursuant to Section 3 of this Ordinance.

Section 6. This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holdings shall not affect the validity of the remaining portions of this Ordinance.

All ordinances or parts of ordinances in conflict herewith, are, to the extent of such conflict, hereby repealed.

FIRST READING

SECOND READING

At a meeting of the Board of City Commissioners of the City of Franklin, Kentucky, held on March _____, 2019, and on motion made by _____ and seconded by _____, the foregoing ordinance was adopted, after full discussion, by the following vote:

_____ BROWNIE BENNETT
_____ JAMIE POWELL
_____ HERBERT WILLIAMS
_____ WENDELL STEWART
_____ LARRY DIXON, MAYOR

APPROVED BY:

LARRY DIXON, MAYOR

ATTEST:

CATHY DILLARD, CITY CLERK
CITY OF FRANKLIN, KENTUCKY

CERTIFICATION

I, the undersigned, do hereby certify that I am the duly qualified and acting City Clerk of the City of Franklin, Kentucky, and as such City Clerk I further certify that the foregoing is a true, correct and complete copy of an Ordinance (including Exhibit A) duly adopted by the Board of City Commissioners of said City at a duly convened meeting held on March _____, 2019, on the same occasion signed by the Mayor, duly filed, recorded and indexed in my office and now in force and effect, and that all action taken in connection with such Ordinance was in compliance with the requirements of KRS 61.810 through 61.825, all as appears from the official records of said Board of City Commissioners in my possession and under my control.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said City this _____ day of March, 2019.

(SEAL)

Cathy Dillard, City Clerk

Exhibit A

Project Description for New Mather Metals, Inc.

See letter and KBI Report attached hereto and incorporated herein collectively by reference.



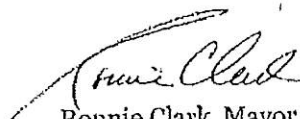
April 10, 2014

Dear Secretary Hayes:

On behalf of the City of Franklin, I want to write this letter in support of the KBI application being submitted by New Mather Metals for their expansion in our Sanders Interstate Industrial Park. New Mather Metals has been a part of our community for thirteen years. They are the largest manufacturer of stabilizer bars for the automotive industry in the United States. Currently, the company has a manufacturing facility that is 280,000 square feet. The new expansion will add new equipment and create approximately 20 new jobs at New Mather Metals

New Mather Metals has been a tremendous corporate citizen in our community and we wholeheartedly support participating with the one percent occupational tax for the KBI incentive program. Your consideration of their KBI application is greatly appreciated.

Sincerely,


Ronnie Clark, Mayor

City of Franklin

117 West Cedar St. • P.O. Box 2805 • Franklin, Kentucky 42135-2805
Phone (270) 586-4497 • Fax (270) 586-9419 • www.franklinky.org

**KENTUCKY ECONOMIC DEVELOPMENT FINANCE AUTHORITY
KBI REPORT - PRELIMINARY APPROVAL**

Date: April 24, 2014
Approved Company: New Mather Metals, Inc.
City: Franklin **County:** Simpson
Activity: Manufacturing **Prelim Resolution #:** KBI-I-14-19860
Bus. Dev. Contact: C. Peek **OFS Staff:** S. Fisher

Project Description: New Mather Metals, Inc., a wholly owned subsidiary of NHK International Corporation, which is owned by NHK Spring Co., LTD in Japan, opened the Franklin facility in 2002. The company has had three major expansion projects and is considering additional production lines to produce suspension components for the automotive industry.

Facility Details: Expanding existing operations

Anticipated Project Investment - Owned

Land
 Building/Improvements
 Equipment
 Other Start-up Costs
TOTAL

3192000
 400000
 300000

Eligible Costs	Total Investment
\$0	\$0
\$0	\$0
\$400,000	\$4,407,000
\$100,000	\$100,000
\$500,000	\$4,507,000

3192000
 1672744
 300000

3892000

20,219,400

NEGOTIATED TARGETS AND INCENTIVE AMOUNTS:

Year	Job Target	Average Hourly Wage Target (Including Employee Benefits)	Annual Approved Cost Limitation
As of Activation Date	20	\$20.00	
1	20 40	\$20.00	\$32,500
2	20	\$20.00	\$32,500
3	20	\$20.00	\$32,500
4	20	\$20.00	\$32,500
5	20	\$20.00	\$32,500
6	20	\$20.00	\$32,500
7	20	\$20.00	\$32,500
8	20	\$20.00	\$32,500
9	20	\$20.00	\$32,500
10	20 40	\$20.00	\$32,500

65,000

Other County Minimum Wage Requirements:

Base hourly wage: \$10.88
 Total hourly compensation: \$12.51

TOTAL NEGOTIATED TAX INCENTIVE AMOUNT:

\$325,000

650,000

Ownership (20% or more):

NHK International Corporation, Wixom, MI

Active State Participation at the project site:

<u>Date</u>	<u>Program</u>	<u>Status</u>	<u>Amount</u>
Jun 30, 2011	KBI	Monitor	\$500,000
Sep 30, 2004	KIDA	Monitor	\$2,300,000
Jun 28, 2001	KIDA	Monitor	\$1,500,000

Requested Wage Assessment / Local Participation:

State: 3.0%

Local: 1.0% - City of Franklin

Unemployment Rate

County: 7.4%

Kentucky: 8.3%

Existing Presence in Kentucky:

Simpson County

Special Conditions:

The company will be required to maintain a base employment equal to the number of full-time, Kentucky resident employees as of the date of preliminary approval. The company reported 270 full-time, Kentucky resident employees as of the application date.

*260 per
base
listing*

ORDINANCE NO. 2019-005

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF FRANKLIN, KENTUCKY, AUTHORIZING THE GRANT OF AN INDUCEMENT FOR THE ACQUISITION AND CONSTRUCTION OF A PROJECT PURSUANT TO THE KENTUCKY BUSINESS INVESTMENT PROGRAM (KRS 154.32-010 TO 154.32-100) WHEREBY THE CITY AGREES TO FOREGO THE COLLECTION OF THE ONE PERCENT (1%) CITY OCCUPATIONAL LICENSE FEE ON WAGES FROM SUMITOMO ELECTRIC WIRING SYSTEMS, INC. THAT WOULD OTHERWISE BE DUE WITH RESPECT TO PROJECT EMPLOYEES, WHICH AMOUNTS SHALL BE COLLECTED AND RETAINED BY SAID EMPLOYER OVER A TERM OF NOT LONGER THAN TEN (10) YEARS FROM THE ACTIVATION DATE ESTABLISHED BY SAID PROGRAM; AND TAKING OTHER RELATED ACTION

WHEREAS, it is the public policy of the Board of City Commissioners of the City of Franklin, Kentucky ("City Commission") and ("City") to encourage, promote, and support economic development, new job formation, and the development and growth of industry and commerce, and to preserve existing jobs in Kentucky for the public purposes of providing employment opportunities for its citizens and residents, alleviating conditions of unemployment, stabilizing and promoting the economy of Kentucky, and creating new tax bases and sources of revenue for the Commonwealth;

WHEREAS, the Kentucky Business Investment Program, Sections 154.32-010 through 154.32-100 of the Kentucky Revised Statutes ("KRS"), the ("Program"), authorizes and empowers the Commonwealth and certain local jurisdictions to promote economic development in Kentucky by inducing the creation of economic development projects by eligible companies, as more particularly described therein;

WHEREAS, KRS 154.32-090 authorizes an eligible company to deduct certain wage assessments from payments of wages to economic development project employees and each employee paying the assessment, in turn, to credit the assessment against their Kentucky individual income tax and, subject to the approval of the local levying authority or authorities, local occupational license fee or fees otherwise due;

WHEREAS, Sumitomo Electric Wiring Systems, Inc., a Delaware corporation (the "Company"), c/o C.T. Corp. System, 1209 Orange Street, Wilmington, Delaware 19801, has proposed to acquire and install within the City a project consisting of buildings and other improvements on the land, equipment, and new employment as described in Exhibit A attached hereto (collectively, the "Project");

WHEREAS, the Company has represented to the City that the acquisition, construction and installation of the Project, if constructed, will result in a substantial number of new job opportunities in the community, and the Company agrees to comply with the provisions of City of Franklin Ordinance No. 221.10-06-2014;

WHEREAS, the Company has filed an application with the Kentucky Economic Development Finance Authority (the "Authority") for approval of the Project for the Program as authorized in KRS 154.32-030;

WHEREAS, it is appropriate and in the public interest that the City Commission make a formal, binding commitment of financial resources in order to encourage and support economic development endeavors generally and the Project specifically if and when approved by the Authority pursuant to KRS 154.32-030; and

WHEREAS, the City Commission has approved the granting of an inducement to the Company for the Project, pursuant to the Program, whereby it would forego the collection of the one percent (1%) occupational license fee on wages that otherwise would be due the City, which fee shall be refunded to the Company, with respect to Project employees whose jobs meet the criteria and requirements established by the Program ("Qualifying Employees") for a term of not longer than ten (10) years from the date the Company properly activates the Program's incentives pursuant to KRS 154.32-030 and any agreement relating to the Project that the Company has with the Authority (the "Activation Date").

NOW, THEREFORE, IT IS ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF FRANKLIN, AS FOLLOWS:

Section 1. It is hereby found, determined and declared that the recitals set forth in the preambles to this Ordinance, which are incorporated in this Section by reference, are true and correct.

Section 2. Inducement. The City agrees to forego retention of, and Company shall be entitled to reimbursement of the one percent (1%) City occupational license fee due on wages paid to Qualifying Employees for a term of not longer than ten (10) years from the Activation Date (the "Inducement Term"), as specified herein.

Section 3. Company to Deduct and Withhold Occupational License Fee on Wages. The Company, when making payment of wages to Qualifying Employees earned with respect to the Inducement Term, shall deduct and withhold upon the wages the one percent (1%) City occupational license fee. The Company shall remit to the City and report such withheld amounts on the forms and reconciliations required by KRS 67.783(4) and (5) and Chapter 114 of the City Code of Ordinances. The Company shall file, no less than quarterly in accordance with the City of Franklin's Code of Ordinances, with the City of Franklin, the City of Franklin Employers Quarterly Return provided by the City, specifically addressing the issues related to the KBI Program. In addition, the company shall file a quarterly reconciliation of the City of Franklin's Occupational License Fees in a format as required by the City. If the company fails to comply with the provisions of this Section, the company (or its representatives as the case may be) shall be subject to the penalty provisions set forth in Chapter 114 of the City's occupational licensing and gross receipts ordinance(s), as amended from time to time, or forfeiture of future participation in this program.

Section 4. Company Entitled to Reimbursement for Withheld and Remitted Amounts. The Company shall remit said withheld amounts to the City pursuant to Section 3 of this Ordinance. The Company shall receive reimbursement from the City, once per annum, after making the request, in writing, on the forms provided by the City, with said reimbursement being due and payable not later than sixty (60) days after the Company files the written request for reimbursement. Provided, however, that said reimbursement request shall not be filed later than two (2) years from the date that the Company's annual license fee returns are initially due, without regard to any extensions received or allowed.

Section 5. Qualifying Employees Entitled to Credit for Withheld Amounts. Each Qualifying Employee shall be entitled to a credit against his or her occupational license fee liability to the City under KRS 67.785(3) and Chapter 114 of the City of Franklin Code of Ordinances equal to the amounts withheld from his or her wages pursuant to Section 3 of this Ordinance.

Section 6. This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holdings shall not affect the validity of the remaining portions of this Ordinance.

All ordinances or parts of ordinances in conflict herewith, are, to the extent of such conflict, hereby repealed.

FIRST READING

SECOND READING

At a meeting of the Board of City Commissioners of the City of Franklin, Kentucky, held on March ____, 2019, and on motion made by _____ and seconded by _____, the foregoing ordinance was adopted, after full discussion, by the following vote:

____ BROWNIE BENNETT
____ JAMIE POWELL
____ HERBERT WILLIAMS
____ WENDELL STEWART
____ LARRY DIXON, MAYOR

APPROVED BY:

LARRY DIXON, MAYOR

ATTEST:

CATHY DILLARD, CITY CLERK
CITY OF FRANKLIN, KENTUCKY

CERTIFICATION

I, the undersigned, do hereby certify that I am the duly qualified and acting City Clerk of the City of Franklin, Kentucky, and as such City Clerk I further certify that the foregoing is a true, correct and complete copy of an Ordinance (including Exhibit A) duly adopted by the Board of City Commissioners of said City at a duly convened meeting held on March ____, 2019, on the same occasion signed by the Mayor, duly filed, recorded and indexed in my office and now in force and effect, and that all action taken in connection with such Ordinance was in compliance with the requirements of KRS 61.810 through 61.825, all as appears from the official records of said Board of City Commissioners in my possession and under my control.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said City this ____ day of March, 2019.

(SEAL)

Cathy Dillard, City Clerk

Exhibit A

Project Description for Sumitomo Electric Wiring Systems, Inc.

See letter and KBI Report attached hereto and incorporated herein collectively by reference.



April 18, 2016

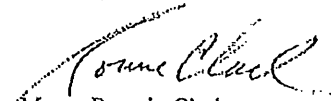
Secretary Erik Dunnigan
Kentucky Economic Development Cabinet
300 West Broadway
Frankfort, Kentucky 40601

Dear Secretary Dunnigan:

I am writing this letter as evidence of our support of the KBI application being submitted by Sumitomo Electric Wiring Systems, Incorporated. The company is planning to lease a 65,000 square foot manufacturing building Spec Building in the Henderson Interstate Industrial Park in Franklin, Kentucky. When occupied, Sumitomo will utilize this facility for the manufacturing of plastic injected parts for motor vehicles. The company will invest several million dollars in equipment and plans to employ over 100 people at this plant.

The City of Franklin will support the KBI application by contributing our one percent occupational tax. I look forward to having this outstanding company as part of our corporate community and I am certainly in support of their KBI application for this project.

Sincerely,


Mayor Ronnie Clark

117 West Cedar St. • P.O. Box 2805 • Franklin, Kentucky 42135-2805
Phone (270) 586-4497 • Fax (270) 586-9419 • www.franklinky.org

KENTUCKY ECONOMIC DEVELOPMENT FINANCE AUTHORITY
KBI REPORT - PRELIMINARY APPROVAL

Date: April 28, 2016
Approved Company: Sumitomo Electric Wiring Systems, Inc.
City: Franklin **County:** Simpson
Activity: Manufacturing **Prelim Resolution #:** KBI-I-16-21019
Bus. Dev. Contact: F. Tate **OFS Staff:** M. Elder

Project Description: Sumitomo Electric Wiring Systems, Inc. is an automotive manufacturing facility that develops electric wiring harnesses and wiring for automobiles. The company has been in Kentucky since 1988. Sumitomo has found an operational facility in Simpson County and is considering expanding its operation there.

Facility Details: Locating in a new facility

Anticipated Project Investment - Owned

Land
 Building/Improvements
 Equipment
 Other Start-up Costs
TOTAL

Eligible Costs	Total Investment
\$0	\$0
\$4,990,000	\$4,990,000
\$1,640,000	\$4,000,000
\$1,500,000	\$1,500,000
\$8,130,000	\$10,490,000

NEGOTIATED TARGETS AND INCENTIVE AMOUNTS:

Year	Job Target	Average Hourly Wage Target (Including Employee Benefits)	Annual Approved Cost Limitation
As of Activation Date	82	\$28.00	
1	82	\$28.00	\$136,000
2	82	\$28.00	\$136,000
3	145	\$28.00	\$136,000
4	145	\$28.00	\$136,000
5	145	\$28.00	\$136,000
6	145	\$28.00	\$136,000
7	145	\$28.00	\$136,000
8	145	\$28.00	\$136,000
9	145	\$28.00	\$136,000
10	145	\$28.00	\$136,000

TOTAL NEGOTIATED TAX INCENTIVE AMOUNT:

\$1,360,000

County Type:
Other

Statutory Minimum Wage Requirements:
Base hourly wage: \$10.88
Total hourly compensation: \$12.51

Ownership (20% or more):

Sumitomo Wiring Systems Japan

Active State Participation at the project site: None

Requested Wage Assessment / Local Participation:

State: 3.0%

Local: 1.0% The City of Franklin

Unemployment Rate

County: 5.5%

Kentucky: 6.3%

Existing Presence in Kentucky:

Allen, Fayette, Metcalfe and Warren Counties

Special Conditions:

The company will be required to maintain 90% of the total statewide full-time, Kentucky resident employees at all company locations, excluding the site of the project, as of the date of preliminary approval.

10/24/16 per Statewide Certification
Company reported 720.
90% of 720 is 648

(ME)

Sponsors:	_____
Second Reading:	_____
Publication Date:	_____

ORDINANCE NO. 2019 - 006

**AN ORDINANCE OF THE CITY OF FRANKLIN, KENTUCKY
REPEALING AND RE-ENACTING TEXT AND SUBSTANCE OF
ORDINANCE 2018-001 REGARDING SECTIONS 8.9.2, 8.15.2 and 8.15.3
OF THE ZONING REGULATIONS**

WHEREAS, on March 15, 2018, Ordinance 2018-001 of the City of Franklin, Kentucky, relating to planning and zoning regulations was adopted by the City of Franklin, Kentucky; and,

WHEREAS, on February 14, 2019, the Franklin-Simpson County Planning & Zoning Commission held two public hearings regarding the clarification of Sections 8.9.2, 8.15.2 and 8.15.3 pertaining to community residential facilities in an I-1 zone and residential uses in a B-1 zone; and

WHEREAS, the Franklin-Simpson County Planning & Zoning Commission approved changes to the zoning regulations listed above; and

WHEREAS, it is the opinion and judgment of the Board of Commissioners of the City of Franklin that it is necessary to amend said Ordinance to reflect the changes as set forth herein; and

NOW, THEREFORE, BE IT ORDAINED by the City of Franklin, Kentucky, acting by and through its Board of Commissioners as follows:

Sections 8.9.2, 8.15.2 and 8.15.3 of the Zoning Regulations of the City of Franklin and Simpson County shall be amended as shown in the attached Exhibit A.

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

FIRST READING

SECOND READING

At a meeting of the City Commission of the City of Franklin, Kentucky, held on _____, on motion made by _____ and seconded by _____, the foregoing ordinance was adopted, after full discussion, by the following vote:

_____ BROWNIE BENNETT
_____ JAMIE POWELL
_____ HERBERT WILLIAMS
_____ WENDELL STEWART
_____ LARRY DIXON, MAYOR

APPROVED BY:

Larry Dixon, Mayor

ATTEST:

Cathy Dillard, City Clerk

8.9.2 Permitted Uses

~~The following uses are permitted in the Central Business (B-1) zoning district, subject to all the applicable development standards and requirements of these Zoning Regulations~~

Section 8.9.2.e. is amended as follows:

~~eE. Residential: residential dwellings as permitted in R-4 zoning districts. (See section 8.7.2). Residential apartment dwelling units may not be less than five hundred (500) square feet in living space per apartment dwelling unit. Further, no there shall be no more than twenty (20) apartment dwelling units per building in the B-1 zoning district, and all buildings containing apartment dwelling units shall be equipped with an approved fire suppression and monitoring system. Multi-family land use developments may be proposed in a multiple building development configuration provided that a development plan has been approved by the Planning Commission (see Article 13). Provided however, and regardless of anything else in these regulations to the contrary, all residential uses proposed to be permitted in a B-1 (Central Business District) Zone are specifically subject to and/or limited by the provisions of any and all other ordinances adopted by the City of Franklin, Kentucky including, but not limited to ordinances relating to the permitted uses of buildings located in the Downtown Historical District.~~

8.15.2 Permitted Uses

The following uses are permitted in any I-1 district, subject to all the applicable development standards and requirements:

- a. General manufacturing
- b. Sales, Construction and Service Establishments
- c. Warehousing and Storage
- d. Public warehousing and storage
- e. Mini-warehouses.
- f. Planned Industrial Parks which have been approved by the Planning Commission under the development plan provisions of Article 13, or, Industrial Park land which is under the care and supervision of the Industrial Authority, and placed in the Industrial Park Overlay District.
- g. Adult oriented use(s) and/or sexually oriented business.
- h. Any accessory building or use customarily incidental to the above permitted or conditionally permitted use shall be permitted.
- i. Community residential facilities.

8.15.3 Conditional Uses

The following uses are conditional uses in and I-1 district and require written approval of the Board of Adjustment:

- a. Manufactured Ice Plants
- b. Machine shops
- c. Jobbing and repair,
- d. Welding
- e. Fabrication and processing plants of Articles to be sold at retail on the premises; photocopying and duplication
- f. Salvage Yards (subject to provisions of Article 9.2)
- g. General contractors and special trade contractors and partitions, shelving, lockers, and office and store fixtures including cabinet shops
- ~~h. Community residential facilities~~
- h. Child care facility which developed in conjunction with a planned industrial park or is exclusively for the benefit of employees of the manufacturing plant. Two or more adjoining manufacturing plants may jointly operate a child care facility.

ORDINANCE 2019-007

AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2018 AND ENDING JUNE 30, 2019 BY ESTIMATING REVENUES AND APPROPRIATIONS

WHEREAS, the City Commission for the City of Franklin, Kentucky is required by law to amend its budget ordinance to reflect actual revenues and expenditures if different from those projected; and

WHEREAS, it has been reported to the City Commission that actual revenues collected and costs expended by the city during the 2018-2019 fiscal year are different from those projected in the current budget ordinance, and it is therefore necessary to amend the 2018-2019 budget ordinance to reflect these variances,

NOW, THEREFORE, be it ordained by the City of Franklin, Kentucky that the 2018-2019 budget is hereby amended to read as follows:

	General Fund	Stormwater Fund	Utility Fund	Sanitation Fund	Municipal Aid Fund	Cemetery Fund	Perpetual Care	CDBG Fund
Estimated Revenues:								
Operating Revenue		353,000	5,688,910	950,500	187,595	72,000	2,900	
		357,500	5,760,751	934,652	187,595	72,000	6,800	
Tax Revenue	1,073,454							
	1,014,580							
Licenses & Fees	5,421,955							
	5,397,705							
Intergovernmental Revenue	242,864							-
	169,001							
Fines & Forfeits	55,500							
	70,500							
Intragovernmental Revenues in	1,097,846					186,000		
	1,097,846					186,000		
Miscellaneous Revenue	184,743							
	164,651							
Non-Operating Revenue			53,236	850	100,550	625	4,275	-
			33,600	325	100,150	525	7,000	
TOTAL REVENUES	8,076,362	353,000	5,742,146	951,350	288,145	258,625	7,175	-
	7,914,283	357,500	5,794,351	934,977	287,745	258,525	13,800	
Appropriations:								
General Government	1,880,339							
	1,943,573							
Police	2,278,804							
	2,306,886							
Fire	274,365							
	274,365							
Public Services	809,797							
	829,251							
Community Services	1,266,987							
	1,232,594							
Stormwater		208,308						
		217,782						
Municipal Utilities			2,979,761					
			3,026,424					
Sanitation				704,404				
				698,158				
Economic Development								-
Municipal Aid/Severance					286,500			
					287,000			
Municipal Cemetery						204,091		
						204,234		
Debt Service	295,245		505,249					
	295,245		505,249					
Capital Outlay	417,084	10,000	1,111,490		95,000	5,000		
	211,570	20,000	877,122					
TOTAL APPROPRIATIONS	7,222,621	218,308	4,596,500	704,404	381,500	209,091	-	-

	7,093,484	237,782	4,408,795	698,158	287,000	204,234		
EXCESS RESOURCES	853,741	134,692	1,145,646	246,946	(93,355)	49,534	7,175	-
	820,799	119,718	1,385,556	236,818	745	54,291	13,800	
RESERVE	217,600	-	312,780	-	-	-	-	-
	112,500		330,000					
TRANSFERS OUT	383,000	-	700,000	209,500	-	51,646	3,000	-
	383,000		700,000	209,500	95,000	51,646	3,000	
CHANGE IN FUND BALANCE	253,141	134,692	132,866	37,446	(93,355)	(2,112)	4,175	-
	326,299	119,718	355,556	27,318	(94,255)	2,645	10,800	

SECTION 2: The regulatory license fee shall be eight percent (8%) of gross sales of all alcoholic beverages sold by the drink. In the case of retail sales of package distilled spirits, wine and malt beverages, the regulatory license fee shall be five percent (5%) of gross sales. The annual rate for the regulatory license fee adopted by the City Commission is estimated to ensure full reimbursement to the city for the cost of any additional policing, regulatory, or administrative expense related to the sale of alcoholic beverages in the city.

SECTION 3: The detailed budget proposal and message, together with modifications, are hereby adopted and incorporated by the reference herein, the same as if copied at length herein.

SECTION 4: This ordinance is effective upon its passage and publication.

SECTION 5: If any section, subsection, paragraph, sentence, clause, phrase, or a portion of this ordinance is declared illegal, unconstitutional or otherwise invalid, such declaration shall not affect the remaining portions hereof.

All ordinances or parts of ordinances in conflict herewith, are to the extent of such conflict, hereby repealed.

FIRST READING _____

SECOND READING _____

At a meeting of the Franklin City Commission held on _____ on motion made by _____ and seconded by Commissioner _____, the foregoing ordinance was adopted, after full discussion, by the following vote.

Commissioner Brownie Bennett
Commissioner Herbert Williams
Commissioner Jamie Powell
Commissioner Wendell Stewart
Mayor Larry Dixon

APPROVED BY:

LARRY DIXON, MAYOR
CITY OF FRANKLIN, KY

ATTEST:

CATHY DILLARD, CITY CLERK
CITY OF FRANKLIN, KY

A DETAILED COPY OF THE BUDGET MAY BE SEEN AT CITY HALL, 117 W CEDAR STREET, FRANKLIN KENTUCKY BETWEEN THE HOURS OF 8:30 A.M. AND 4:30 P.M. MONDAY THROUGH FRIDAY.