

AGENDA

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

June 24, 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** - Jason Gill, Executive Director – Good Samaritan, Inc.
- III. Approval of Minutes** - Approval of Meeting Minutes from June 10, 2019 Special Called Meeting *Pg. 5*
- IV. Recognitions**
 - Carlton Hogan, Franklin Housing Authority Maintenance Supervisor *Pg. 14*
- V. Hear the Public**
- VI. Community Services**
 - Upcoming Bicentennial Events *Pg. 16*
Presenter: Lisa Deavers, Bicentennial Comm. Chair
 - Elected Officials Community Walk *Pg. 17*
Presenter: Tammie Carey, Comm. Development Dir.
- VII. General Government**
 - Discussion and/or possible action regarding Resolution E-2019 Update to Small Purchases Policy *Pg. 20*
Presenter: Scott Crabtree, City Attorney
 - Discussion and/or possible action regarding Proposed Ordinance Regarding Annexation of 5.39 Acres on Peden Mill Road *Pg. 24*
Presenter: Scott Crabtree, City Attorney
 - Discussion and/or possible action regarding Request for Street Closings for F-S Chamber of Commerce Garden Spot Run/Walk *Pg. 35*
Presenter: Kenton Powell, City Manager
 - Discussion and/or possible action regarding July 4th Fireworks Days and Hours *Pg. 38*
Presenter: Kenton Powell, City Manager
 - Discussion and/or possible action regarding Request for Street Closing for Kiddie Parade *Pg. 42*
Presenter: Tammie Carey, Comm. Development Dir.
 - Discussion and/or possible action regarding Lewis Memorial Home Letter of Support *Pg. 44*
Presenter: Kenton Powell, City Manager
 - Discussion and/or possible action regarding Appointment to EPB Board *Pg. 47*
Presenter: Kenton Powell, City Manager
 - Discussion and/or possible action regarding Award of Property and Casualty Insurance Bid *Pg. 48*
Presenter: Shaunna Cornwell, Finance Director

General Government (Continued)

- Discussion regarding Fiscal Year 2019-2020 Budget **Pg. 51**

Presenter: Shaunna Cornwell, Finance Director

VIII. Public Services

IX. Public Safety

X. Utilities

- Discussion and/or possible action regarding Independent Contractor for Geographic Information System (GIS) Administrator **Pg. 55**

Presenter: Chris Klotter, Public Works Director

- Discussion and/or possible action regarding Service Line Warranty Program **Pg. 61**

Presenter: Chris Klotter, Public Works Director

XI. Ordinances

- Second summary reading of Ordinance No. 2019-011 titled:
An Ordinance Adopting the Annual Budget for the Fiscal year Beginning July 1, 2019 and Ending June 30, 2020 by Estimating Revenues and Appropriations **Pg. 66**

- Second summary reading of Ordinance No. 2019-014 titled:
An Ordinance of the Board of Commissioner 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 Holley Performance Products, Inc. that would Otherwise be Due with Respect To Project Employees, which Amounts shall be Collected and Remitted to the City to be Refunded Upon Employer's Request Over a Term of Not Longer than Ten (10) Years from the Activation Date Established by Said Program; and Taking Other Related Action **Pg. 68**

- Possible first reading of Ordinance No. 2019-015 titled:
Ordinance Annexing to the City of Franklin, Kentucky Approximately 5.39 Acres Located on Peden Mill Road, Being Contiguous to the Existing City Limits of Franklin, Kentucky in Accordance with the Comprehensive Plan of Annexation

Pg. 75

Presenter: Cathy Dillard, City Clerk

XII. Executive Session

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

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)}

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

XVI. Adjournment

MINUTES

**MINUTES OF SPECIAL CALLED SESSION
OF THE
CITY OF FRANKLIN
CITY COMMISSION**

June 10, 2019

**Franklin-Simpson High School Football Stadium
Quarterback Club Pavilion
Yokley Drive
Franklin, Kentucky**

The Franklin, Kentucky City Commission met in Special Called Session at 7:00 PM, Monday, **June 10, 2019**, in the Franklin-Simpson High School Football Stadium Quarterback Club Pavilion on Yokley Drive in 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 Police Chief, Roger Solomon; Public Works Superintendent Chris Klotter; City Clerk, Cathy Dillard; Franklin Favorite/WFKN media representative, Keith Pyles; Community Development Director, Tammie Carey; Trent Coffee, WWTP Superintendent; Randy Breeland; Franklin Police Officers, Travis Frank, Dale Adams, Chad Moody, Adam Bennett, Kelly Mayfield and Duey Vaughn.

Prior to the meeting, the City of Franklin hosted a community walk in the neighborhood surrounding the Franklin-Simpson High School Football Stadium. Several community residents, City employees and elected officials participated in the walk.

Mayor Dixon called the meeting to order at 7:00 PM and Eric Walker of Franklin Community Church offered the opening prayer.

APPROVAL OF MINUTES

Motion was made by Commissioner Bennett and seconded by Commissioner Powell to approve the minutes as presented of the May 13, 2019, regular meeting; the May 13, 2019; Special Called Budget Work Session; and, the June 3, 2019 Special Called Meeting and Budget Work Session of the Franklin City Commission

Voting aye: All. Motion carried unanimously.

RECOGNITION

City Manager Kenton Powell asked the Commission to recognize Franklin Police Chief Roger Solomon on his recent certification from the Kentucky Law Enforcement Council. This continued career development required many hours away from home as well as at-home study, research and preparation to complete. Congratulations to Chief Solomon for his determination and willingness to continue to develop his career in law enforcement.

COMMUNITY SERVICES

City Manager Kenton Powell asked the Commission to review and to approve the Mayor to sign the Agreement for Services for the community service organizations that were approved for pre-funding in the third budget amendment to the FY 2018-2019 budget.

Hope Harbor	\$ 5,000.00
United Way 211 Program	2,500.00
Gallery on the Square	10,000.00
BRADD Aging Services	2,000.00
F-S Human Rights Commission	5,000.00
On Track Program – SKYCTC	10,000.00
F-S Arts Council	5,000.00
Good Samaritan, Inc.	8,000.00
F-S Renaissance	5,000.00

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to approve and authorize the Mayor to sign the Agreements for Services for the above-referenced community service organizations.

Commissioner Bennett recused herself from voting on the Agreement for Services with the Franklin-Simpson Arts Council due to her affiliation with them, however, she acknowledged her affirmative vote for all other agreements.

Voting Aye: All. Motion carried unanimously except as noted above regarding the Franklin-Simpson Arts Council Agreement for services.

GENERAL GOVERNMENT

City Manager Kenton Powell asked the Commission to consider approval of the following appointments to community service boards:

1. BRADD Council on Aging– Dick Timmerman – Two (2) year term to expire June 30, 2021;
2. Historic Preservation Committee – Debbie Johnson and Tom Moody – One (1) year term to expire on April 30, 2020; and,

3. Franklin-Simpson Planning & Zoning Commission – Craig Mylor – Fill the unexpired term of Carter Munday to expire on December 31, 2019.

Motion was made by Commissioner Stewart and seconded by Commissioner Bennett to approve the above-referenced community service board appointments for the terms as indicated.

Voting Aye: All. Motion carried unanimously.

City Manager Kenton Powell asked the Commission to approve the Mayor to sign the Application for Supervised Public Display of Fireworks for Kentucky Downs scheduled for Sunday, June 30, 2019, at 8:45 pm.

Motion was made by Commissioner Powell and seconded by Commissioner Williams to authorize the Mayor to sign the Application for Supervised Public Display of Fireworks for Kentucky Downs scheduled for Sunday, June 30, 2019, at 8:45 pm.

Voting Aye: All. Motion carried unanimously.

City Manager Kenton Powell asked the Commission to review the letter from CSX that proposes the closing of the railroad crossing on East Washington Street. Powell asked for the Commission's guidance regarding communication with CSX representatives. After a short discussion it was determined that closing this crossing would not be beneficial to the community.

Motion was made by Commissioner Powell and seconded by Commissioner Williams to authorize the Mayor to sign a letter to CSX opposing the closing of the crossing on East Washington Street.

Voting Aye: All. Motion carried unanimously.

City Manager Kenton Powell asked the Commission to consider the request by the Franklin-Simpson Industrial Authority for a letter of support for a Transportation Alternatives Program (TAP) Grant for sidewalks in the Henderson Industrial Park. Commissioner Bennett clarified that the Industrial Authority's grant application would not be in competition with the City's current TAP grant application because it is in a different funding cycle.

Motion was made by Commissioner Powell and seconded by Commissioner Bennett to authorize the Mayor to sign a letter of support for the Franklin-Simpson Industrial Authority's Transportation Alternatives Program (TAP) Grant for sidewalks in the Henderson Industrial Park.

Voting Aye: All. Motion carried unanimously.

City Manager Kenton Powell asked the Commission to consider hiring Ron Tabor as a part time interim building inspector for the F-S Planning & Zoning Commission. Simpson Fiscal Court approved hiring Mr. Tabor on June 4, 2019, contingent on approval and action by the Franklin City Commission.

Motion was made by Commissioner Powell and seconded by Commissioner Bennett to approve hiring Ron Tabor as a part time interim building inspector for the Franklin-Simpson Planning & Zoning Commission at the rate of \$36.00 per hour for no more than 14 hours per week and to further authorize to advertise for a contracted building inspector for this office.

Voting Aye: All. Motion carried unanimously.

City Attorney Scott Crabtree asked the Commission to consider adoption of an ordinance authorizing the City's participation in the Kentucky Business Investment Program (KBI) for Holley Performance Products, Inc., to show local support for the project and the commitment to pledge the 1% payroll taxes for the new project prior to final state approval.

Commissioner Bennett and Commissioner Powell asked to sponsor the ordinance authorizing participation in this program. First summary reading of the ordinance took place during the ordinance portion of the meeting.

City Attorney Scott Crabtree asked the Commission to approve and adopt the changes to the City of Franklin's Personnel Policy. Crabtree indicated that some of the changes are the result of changes in the law that were made during the last legislative session of the Kentucky General Assembly.

Motion was made by Commissioner Williams and seconded by Commissioner Powell to approve, as presented, the updates and changes to the City of Franklin Personnel Policy.

Voting Aye: All. Motion carried unanimously.

City Attorney Scott Crabtree asked the Commission to consider the proposals for the City's worker's compensation insurance. The proposals were as follows:

Coverage	Franklin Ins KLC	Franklin Ins KEMI	Higgins Travelers	Higgins BITCO	Gallagher Brickstreet
Worker's Compensation	64,025.00	61,471.00	61,300.00	59,872.00	71,170.00
Ky Surcharge	4,104.00	3,940.29	3,929.33	3,837.80	4,562.00
	68,129.00	65,411.29	65,229.33	63,709.80	75,732.00
Less: Safety Grant	3,000.00	-	-	-	-
	65,129.00	65,411.29	65,229.33	63,709.80	75,732.00

All proposals were thoroughly evaluated by the City Finance Director, the City Attorney and the City Manager and it was recommended that the Worker's Compensation Insurance Bid be awarded to the Kentucky League of Cities.

Motion was made by Commissioner Stewart and seconded by Commissioner Bennett to award the worker's compensation insurance coverage to Kentucky League of Cities as the lowest and best responsive and responsible bidder in the amount of \$65,129.00 and to further approve the Mayor to sign any and all documents related to the award of this bid.

Voting Aye: All. Motion carried unanimously.

Personnel Director Rita Vaughn asked the Commission to consider approval of employee health, dental and vision insurance coverage. The proposal for health and vision insurance was to continue to utilize Anthem and the dental insurance be moved to Delta Dental through Kentucky League of Cities.

Motion was made by Commissioner Stewart and seconded by Commissioner Bennett to award the employee health and voluntary vision insurance to Anthem, and the employee dental insurance to Delta Dental, through the Kentucky League of Cities Association, for fiscal year 2019-2020; and to continue to utilize the services of McGregor and Associates for the additional HRA and FSA benefits.

Voting Aye: All. Motion carried unanimously.

UTILITIES

Public Works Director Chris Klotter asked the Commission to approve the Water and Sewer Contracts for Northwoods Subdivision. The contracts require the developer to obtain a surety bond or irrevocable letter of credit for the construction period of the development project and ensures compliance with City specifications for the water and sewer lines.

Motion was made by Commissioner Stewart and seconded by Commissioner Bennett to authorize the Mayor to sign the Water and Sewer Contracts for Northwoods Subdivision and to further authorize the Mayor to sign any other necessary documents for this project.

Voting Aye: All. Motion carried unanimously.

ORDINANCES

City Clerk Cathy Dillard provided second summary reading of Ordinance No. 2019-013 titled: *Amendment to Ordinance Adopting a Comprehensive Plan of Annexation for the City of Franklin, Kentucky.*

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to approve Ordinance No. 2019-013 and unanimously approved by the following 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 second summary reading of Ordinance No. 2019-010 titled: *An Ordinance Amending the Annual Budget for the Fiscal Year Beginning July 1, 2018 and ending June 30, 2019 by Estimating Revenues and Appropriations*

Motion was made by Commissioner Bennett and seconded by Commissioner Powell to approve Ordinance No. 2019-010 and unanimously approved by the following 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. 2019-014 titled: *An Ordinance of the Board of Commissioner 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 Holley Performance Products, Inc. that would Otherwise be Due with Respect To Project Employees, which Amounts shall be Collected and Remitted to the City to be Refunded Upon Employer's Request Over a Term of Not Longer than Ten (10) Years from the Activation Date Established by Said Program; and Taking Other Related Action*

City Clerk Cathy Dillard provided first summary reading of Ordinance No. 2019-011 titled: *An Ordinance Adopting the Annual Budget for the Fiscal year Beginning July 1, 2019 and Ending June 30, 2020 by Estimating Revenues and Appropriations*

No action was taken on first reading of the ordinances.

PUBLIC SAFETY

City Attorney Scott Crabtree asked the Commission to approve the purchase of property located at 620 West Madison Street, 203 Witt Road, and 211 Witt Road.

Motion was made by Commissioner Stewart and seconded by Commissioner Powell to authorize the purchase of property located at 620 West Madison Street currently owned by Luis Paez and his wife for \$125,000.00 plus the real estate commission of \$5,000.00 payable to Coldwell Banker and closing costs and reimbursement of the option price for the Option to Purchase.

Voting Aye: All. Motion carried unanimously.

Motion was made by Commissioner Bennett and seconded by Commissioner Powell to authorize the purchase of property located at 203 Witt Road currently owned by BDG Investments, LLC, for \$65,000.00 plus closing costs.

Voting Aye: All. Motion carried unanimously.

Motion was made by Commissioner Williams and seconded by Commissioner Bennett to authorize the purchase of property located at 211 Witt Road currently owned by Rita and Rod Anthony for \$125,000.00 plus \$7,500.00 real estate commission payable to Coldwell Banker and all closing costs.

Voting Aye: All. Motion carried unanimously.

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to authorize the Mayor to sign any and all documents necessary to effectuate the closings on these properties including, but not limited to options, assignments, deeds and real estate contracts.

Voting Aye: All. Motion carried unanimously.

At this time Mayor Larry Dixon announced that the property just approved for purchase along with the property the City acquired in December 2018 located on West Madison Street would be utilized for a larger and more modern facility for our Police Department. Mayor Dixon commented that a project of this size would take time to develop and implement and anticipates construction to begin on the new facility in the next two to three years. Cleanup of the site on West Madison Street is the priority at this time.

Mayor Dixon asked if there were any comments or questions by anyone. Police Chief Roger Solomon took this opportunity to thank the Commission for their commitment to the Police Department and looks forward to this new development.

ADJOURNMENT

At 7:50 PM, motion was made by Commissioner Powell and seconded by Commissioner Williams to adjourn the special called 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

RECOGNITIONS



Maintenance Person of the Year

- Jun 13, 2019



Submitted photo

Franklin resident and maintenance supervisor at the Housing Authority of Franklin, Carlton Hogan, was nominated and selected as the Maintenance Person of the Year from the Kentucky Housing Association.

COMMUNITY SERVICES



MEMORANDUM

TO: Mayor Larry Dixon and Commissioners

FROM: Kenton Powell, City Manager

SUBJECT: Upcoming Bicentennial Events

DATE: June 20, 2019

Lisa Deavers, Bicentennial Committee Chairperson, will be at the Commission meeting to provide an overview of the upcoming Bicentennial events.



MEMO

TO: Mayor and Commissioners

FROM: Tammie Carey, Community Development Director

DATE: June 20, 2019

RE: Neighborhood Walk

Originally we had scheduled our second Neighborhood Walk for Monday, July 8th. As Kenton and I have discussed plans for the next Walk, due to the holiday and festivities the weekend prior, we think it would be best to move that date to Monday, July 22nd.

The proposed agenda is:

6:00 pm	Meet at the Gentleman's Unlimited Club Pavilion at Lincoln Park and Walk the Neighborhood
7:00 pm	Hold City Commission meeting at the Gentleman's Unlimited Club Pavilion at Lincoln Park.

Included is a map of the proposed route for the next walk and meeting. The week prior to the meeting, we will place signs along the route notifying residents of the walk and inviting them to join the walk.

The Neighborhood Walk and Commission meeting will replace the meeting normally held at noon on that same day. In the event of inclement weather, the walk could be cancelled and the meeting held at 6:00 pm at City Hall. The change in time would make this a Special Called Meeting.

Because of the change in meeting time, I would like to ask for a decision by the Commission.

Proposed Motion: I make a motion to cancel the regular scheduled meeting on Monday, July 22nd at 12 Noon and have a special called meeting on Monday, July 22nd at 7:00 pm.



GENERAL GOVERNMENT



MEMO

TO: Franklin City Commission
FROM: Scott Crabtree
DATE: June 10, 2019
SUBJECT: Small Purchases Policy

Attached is a Resolution amending the City's Small Purchases Policy changing the maximum amount that can be purchased under these policies without formal procurement procedures from \$20,000 to \$30,000. The Kentucky Legislature made this change in the law in this past legislative session. These policies will take effect on July 1, 2019 to be consistent with the change in the law. In addition, I think it would be a good idea if the Commission would authorize the spending limits of the City Manager and Finance Director to be increased from \$5,000 to \$10,000 per transaction. There are times where something is needed quickly that may cost more than \$5,000, and they do not have the flexibility to take care of the purchase without calling a meeting. We will discuss further at the meeting.

CITY OF FRANKLIN, KENTUCKY

RESOLUTION NO. E-2019

**A RESOLUTION OF THE CITY OF FRANKLIN, KENTUCKY
AMENDING PREVIOUS RESOLUTION NO. N-2016 SETTING
FORTH GUIDELINES FOR GENERAL PURCHASING AND
CONTRACT OF GOODS AND SERVICES UNDER \$30,000**

WHEREAS, the City of Franklin Board of City Commissioners desire to enact a Resolution setting forth guidelines for general purchasing and contracting of goods and services under \$30,000.00 which shall become effective July 1, 2019;

NOW, THEREFORE, BE IT RESOLVED by the City of Franklin, Board of City Commissioners, that the Municipal Order shall be amended as follows:

I. General Purchasing/Contracting Guidelines for all purchases and contracts under \$30,000.00

A. At the beginning of each fiscal year, the City Clerk shall place an advertisement in the local newspaper requesting any and all providers and contractors who desire to do business with the City of Franklin to send written notification to the City indicating what services or goods, i.e. electrical, plumbing, etc., they could provide to the City. Said advertisement shall specify that anyone desiring to provide services must supply a copy of the Contractor's General Liability Insurance Policy with limits not less than \$500,000.00, proof of workers compensation insurance and proof of a city occupational license must accompany said information. Upon receipt of said information, the City Clerk shall retain the original and deliver copies to each Department Head.

B. Any person or business entity providing any service to the City of Franklin for which said person or business entity would not be covered under the City of Franklin's Workers Compensation Insurance, shall have a written Contract for Service with the City of Franklin regardless of the amount of said Contract. Said Contract shall be approved by the Board of City Commissioners prior to the commencement of the duties under said Contract.

II. Purchase of Goods Under \$30,000.00

A. Purchases between \$5,000.00 and \$30,000.00 - For all individual purchase of goods between \$5,000.00 and \$30,000.00, the Department Head must contact providers and obtain at least three written quotes for said goods. When possible, the Department Head shall contact those providers who provided the City information pursuant to Section I herein indicating a desire to provide goods to the City of Franklin. The quotes shall not be made public until presented to the Board of City Commissioners for approval.

B. Purchases under \$5,000.00 – For all purchases of goods under \$5,000.00, quotes are not necessary. If said funds are not approved in the budget, then the Department Head desiring to purchase said goods, shall be required to get approval of Board of City Commissioners and the budget must be properly amended prior to making said purchase.

III. Contract for Services Under \$30,000.00

A. Contracts between \$5,000.00 and \$30,000.00 – For all contracts for services between \$5,000.00 and \$30,000.00, the Department Head must contact providers and/or contractors and obtain at least three written quotes for said services. When possible, the Department Head shall contact those contractors who have provided the City information pursuant to Section I herein indicating a desire to work for the City.

B. Contracts under \$5,000.00 -- For all contracts for services under \$5,000.00, quotes are not necessary. However, the Board of City Commissioners must approve said Contract prior to the purchase of goods or commencement of services. Provided, however, that if the good(s) or service(s) are included in the budget that was duly adopted by the Board of City Commissioners and the cost/purchase price is within the budgeted amount(s), no further action is necessary other than approval by the City Manager and/or Finance Director. Contracts for \$2,500.00 or less do not need to receive prior approval from the Board of City Commissioners.

C. Contract Requirements -- All contracts entered into under Section A and B must be in writing and the Contractor's general liability insurance policy with limits not less than \$500,000.00, proof of workers compensation insurance and proof of a city occupational license must be attached to said Contract prior to commencement of services.

D. Exceptions -- For those businesses who have an annual contract for services, i.e. landscaping, said contract may be renewed one time without obtaining new quotes so long as said Contractor has performed a satisfactory job and the compensation is under \$30,000.00.

IV. Contracts for Professional Service -- In accordance with KRS 424.260, contracts for professional service shall not be subject to this order, regardless of the amount.

V. Emergency Circumstances

An emergency circumstance is defined as any event in which persons or property is in immediate danger or harm. In such situations, if quotes and written Contracts for Services cannot be obtained, then the Mayor may approve said purchase of goods or contract for services. Said contractor shall still provide a copy of his/her general liability policy for not less than \$500,000.00, workers compensation certificate and occupational license.

RESOLVED this ____ day of June, 2019, with an effective date of July 1, 2019.

LARRY DIXON, MAYOR
CITY OF FRANKLIN, KENTUCKY

ATTEST:

CATHY DILLARD, CITY CLERK
CITY OF FRANKLIN, KENTUCKY



MEMO

TO: Franklin City Commission
FROM: Scott Crabtree
DATE: June 20, 2019
SUBJECT: Proposed Ordinance to Annex 5.39 Acres on Peden Mill Road

Attached for your review is the proposed ordinance to annex 5.39 acres on Peden Mill Road owned by SAV Investments, LLC. Along with the ordinance is a property description and map exhibits and the recorded Consent to Annexation. If this ordinance meets with your approval, we will need two sponsors and will be ready for first reading during the ordinance portion of the meeting.

ORDINANCE NO. 2019-015

**ORDINANCE ANNEXING TO THE CITY OF FRANKLIN, KENTUCKY
APPROXIMATELY 5.39 ACRES LOCATED ON PEDEN MILL ROAD, BEING CONTIGUOUS TO
THE EXISTING CITY LIMITS OF FRANKLIN, KENTUCKY IN ACCORDANCE WITH THE
COMPREHENSIVE PLAN OF ANNEXATION**

WHEREAS, heretofore, the City of Franklin, Kentucky adopted a Comprehensive Plan of Annexation; and

WHEREAS, the Board of Commissioners has determined that the hereinafter described territory is urban in character, and/or suitable for development for urban purposes, by reason of population density, commercial, industrial, and/or subdivision of land; and

WHEREAS, the Board of Commissioners has determined that no part of the area to be annexed shall be included in the boundary of another city; and

WHEREAS, the owner of record of the land to be annexed has given prior written consent to the annexation; and

WHEREAS, pursuant to KRS 81A.412, the City may enact a single ordinance finally annexing the land described in the ordinance and all waiting periods and notice requirements shall not be required; and

NOW, THEREFORE, BE IT ORDAINED by the City of Franklin, Kentucky, acting by and through its Board of Commissioners, that pursuant to the provisions of KRS 81A.412 and/or KRS 81A.420, the City of Franklin hereby annexes the following described unincorporated area and makes it a part of the City of Franklin, Kentucky:

SEE PROPERTY DESCRIPTION AND MAP ATTACHED COLLECTIVELY AS EXHIBIT 1
AND INCORPORATED HEREIN BY REFERENCE

This ordinance shall take effect upon its passage, approval, and publication. 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.

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

_____ JAMIE POWELL

_____ HERBERT WILLIAMS

_____ BROWNIE BENNETT

_____ WENDELL STEWART

MAYOR LARRY DIXON

APPROVED BY:

Larry Dixon, Mayor
City of Franklin, Kentucky

ATTEST:

Cathy Dillard, City Clerk
City of Franklin, Kentucky

EXHIBIT 1

Property Description and Map of the 5.39 Acres to be Annexed on Peden Mill Road

EXHIBIT 1

Dunning Land Surveying

Description of a 5.39 acre tract to be annexed

The following paragraph describes a tract of land in Simpson County, Kentucky adjoining the present city limits of Franklin on Peden Mill Road; a portion of the same property conveyed to SAV Investments, LLC by deed of record as recorded in Deed Book 332 Page 90 of the public records of the Simpson County Clerk's Office; said premises being more particularly described as follows:

Beginning at an iron pin found #1859 in the southerly right of way of Peden Mill Road (approximately 30 feet from centerline), a corner to the existing city limits of Franklin at the northwesterly corner of the SAV Investments, LLC property as appears in Deed Book 332 Page 90 and corner to the William Wayne Powell property as described in Deed Book 222 Page 685; said pin is also the northwesterly corner of Tract 2 as shown in Minor Plat Book 1 Page 71; thence along the meanders of the southerly right of way of Peden Mill Road the following two calls; along the arc of a curve to the left, having a field radius of 1462.39 feet, a chord bearing of North 79 degrees 37 minutes 10 seconds East a chord distance of 226.83 feet (arc length=227.06') to an iron pin found #1859 at a point of tangent; thence North 75 degrees 10 minutes 17 seconds East a distance of 48.29 feet to an iron pin found #3290 at a corner of the CSX Transportation, Inc. property (Deed Book 321 Page 459, Tract 1 of Minor Plat Book 1 Page 71); thence leaving said road along the line of CSX Transportation, Inc. South 25 degrees 55 minutes 39 seconds East a distance of 914.21 feet to an iron pin found #1859 at a corner with the SAV Investments, LLC property as described in Deed Book 267 Page 670, and a corner to the existing city limits of Franklin; thence along the lines of SAV Investments and the existing city limits South 61 degrees 30 minutes 18 seconds West a distance of 229.93 feet to an existing king post with a witness iron pin found #3290 at base; thence continuing along the existing city limits and the line of SAV Investments and William Wayne Powell, North 28 degrees 00 minutes 47 seconds West a distance of 995.26 feet to the point of beginning. Surveyed parcel contains 5.39 acres more or less to be annexed into the city of Franklin and is subject to all legal conditions and easements of record. This description is based on an actual field survey performed by Gary Lee Dunning, Kentucky Registered Land Surveyor #3290 in May of 2019. Basis of bearing for this description is grid North, Kentucky South Zone, Lambert projection. Unless stated otherwise, all iron pins set this survey are 5/8" x 18" rebar with plastic identification cap stamped "Dunning #3290".



1212 Neosho Road Franklin, Kentucky 42134 * Phone (270) 586-8286 * dunn4@bellsouth.net

ANNEXATION PLAT OF A 5.39 ACRE PARCEL TO BE ANNEXED INTO THE CITY OF FRANKLIN, KENTUCKY SITUATED ON PEDEN MILL ROAD IN SIMPSON COUNTY, KENTUCKY ADJACENT TO THE EXISTING CITY LIMITS OF FRANKLIN

SOURCE OF TITLE : DEED BOOK 332 PAGE 90
SIMPSON COUNTY, KENTUCKY COUNTY CLERK RECORDS

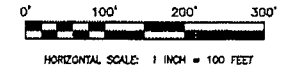
MAP REFERENCE: MAP 43 PARCEL 7.0
SIMPSON COUNTY, KENTUCKY P.V.A. RECORDS

PRESENT OWNER: SAV INVESTMENTS, LLC

DATE: MAY 24, 2019

PRESENT ZONING: AG

PRESENT USE: AG



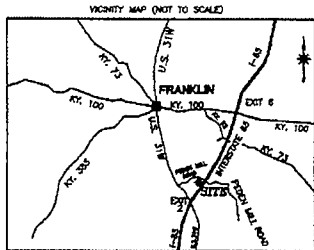
BASIS OF BEARING:
GRID NORTH
KENTUCKY SOUTH ZONE
LAMBERT PROJECTION

FIELD WORK PERFORMED ON
MAY 23, 2019

THIS DRAWING IS INTENDED TO SHOW A 5.39 ACRE PARCEL
WHICH IS TO BE ANNEXED INTO THE CITY LIMITS OF THE
CITY OF FRANKLIN, KENTUCKY.

EXISTING CITY LIMITS ARE BASED ON PRIOR ANNEXATIONS
WHICH CONFORM TO CITY RECORDS AND P.V.A. TAX MAPS.

CLIENT ADDRESS
CITY OF FRANKLIN, KENTUCKY
117 WEST CEDAR STREET
FRANKLIN, KENTUCKY
42134



- DENOTES CORNER LOCATED BY CONVENTIONAL TOTAL STATION SIDESHOTS FROM GPS CONTROL
- DENOTES IRON PIN SET UNLESS SHOWN OTHERWISE
- DENOTES MEANDER CORNER; MONUMENT NOT SET

SUBJECT TO ALL LEGAL CONDITIONS
AND EASEMENTS OF RECORD.

THIS SURVEY SUBJECT TO ALL FACTS WHICH WOULD
BE DISCLOSED BY A COMPLETE TITLE SEARCH.

THIS PROPERTY DOES NOT LIE IN A FLOOD PRONE AREA FOR LATEST
FLOOD MAPING.

GPS PORTIONS OF SURVEY WERE PERFORMED WITH SOKKIA GRX2
DUAL FREQUENCY RECEIVERS; STATIC BASE AND RTK ROVER
BEARINGS AND DISTANCES ARE BASED ON THE KENTUCKY SOUTH ZONE NAD 83
LAMBERT PROJECTION WITH A STATISTICAL ERROR THAT DOES NOT EXCEED 0.05"
PER DISTANCE ACCURACY AND RELATIVE POSITIONAL ACCURACY.

IRON PINS SET THIS SURVEY ARE 5/8" X 18" REBARS WITH
YELLOW PLASTIC IDENTIFICATION CAP STAMPED "DUNNING 3290"

THIS SURVEY MEETS THE REQUIREMENTS OF A CLASS A (URBAN) SURVEY AS DEFINED
BY 201 KAR 18: 1830.

I CERTIFY THAT THIS DRAWING REPRESENTS AN ACTUAL FIELD SURVEY PERFORMED UNDER MY
DIRECT SUPERVISION IN MAY OF 2019. METHOD OF SURVEY IS BY CLOSED RANDOM
TRaverse AND GPS OBSERVATIONS WITH AN UNADJUSTED CLOSURE EXCEEDING 1 : 13,854 FEET.
MEETS OR EXCEEDS THE STANDARDS FOR BOUNDARY SURVEYS IN THE COMMONWEALTH OF
KENTUCKY AS SET BY GOVERNING AUTHORITIES.

DATE SIGNED: MAY 24, 2019

GARY LEE DUNNING
KENTUCKY REGISTERED LAND SURVEYOR #3290

TITLE	DATE
DATE	05-24-19
DATE	05-24-19
DATE	05-24-19
DATE	05-24-19
DATE	05-24-19
DATE	05-24-19
DATE	05-24-19
DATE	05-24-19
DATE	05-24-19
DATE	05-24-19



DATE SIGNED: MAY 24, 2019

5.39 ACRES
TO BE ANNEXED

SAV INVESTMENTS, LLC
DEED BOOK 332
PAGE 90
SHOWN AS TRACT 2
ON PLAT OF RECORD
MINOR PLAT BOOK 1
PAGE 71

SAV INVESTMENTS, LLC
DEED BOOK 294
PAGE 705

SAV INVESTMENTS, LLC
DEED BOOK 267
PAGE 610

DUNNING LAND SURVEYING

1212 NEOSHEO ROAD

FRANKLIN, KENTUCKY 42134

PHONE: (270) 586-8286 • dunn4@bellsouth.net

**CITY OF FRANKLIN
CONSENT TO ANNEXATION**

SIMPSON COUNTY
MC9 PG10

This CONSENT TO ANNEXATION is made between the City of Franklin, Kentucky, 117 West Cedar Street, Franklin, Kentucky 42134 (hereinafter the "CITY") and SAV Investments, LLC, a Kentucky limited liability company, 1105 Woodmont Circle, Franklin, Kentucky 42135 (hereinafter the "OWNER") for the described property (hereinafter the "CONSENT AREA").

The CONSENT AREA consists of 6.362 acres and is located on the south side of Peden Mill Road (also known as County Farm Road), more specifically described on Exhibit A attached.

WHEREAS:

1. The CITY has expressed an interest in annexing the property of the OWNER at some future date to include it within the corporate limits of the City of Franklin. A description of the CONSENT AREA is attached hereto as Exhibit A and incorporated by reference herein.

2. The OWNER now desires to unilaterally and unconditionally consent to the annexation of the CONSENT AREA by the CITY.

3. The OWNER further represents that it is the sole OWNER of the CONSENT AREA.

4. The OWNER further acknowledges and agrees that this Consent to Annexation shall be binding on all successors, administrators, heirs and/or assigns.

NOW, THEREFORE, the OWNER does hereby consent to the annexation of the CONSENT AREA by the CITY.

The OWNER further agrees that the CITY may enact an ordinance annexing the CONSENT AREA. The OWNER also agrees that it will not sue the CITY or any of its officers, agents, employees, or representatives, or prosecute any action to which the CITY or any CITY officer, agent, employee, or representative is a party for or on account of the annexation of the CONSENT AREA.

The OWNER further agrees that they hereby waive any and all statutory defenses to annexation of the CONSENT AREA by the CITY.

This Consent to Annexation Agreement shall be an obligation and/or benefit of all successors and/or assigns of the OWNER.


IN WITNESS WHEREOF, the OWNER, acting by and through its duly authorized representative, have executed this Consent to Annexation, this the 24th day of May, 2019.

(Apply signature on Page 2)

CITY OF FRANKLIN
CONSENT TO ANNEXATION

Page 2

SAV Investments, LLC, a Kentucky limited
liability company - Owner



Ashwani Sarvaria, Member and
Authorized Representative of Company

COMMONWEALTH OF KENTUCKY

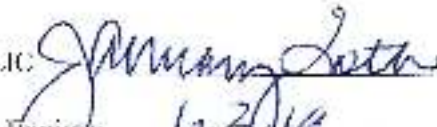
COUNTY OF SIMPSON

SUBSCRIBED, SWORN TO, and ACKNOWLEDGED before me by Ashwani Sarvaria, Member and
Authorized Representative of SAV Investments, LLC, a Kentucky limited liability company, on this the 24th day
of May, 2019.

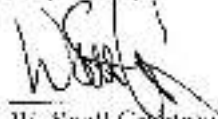
NOTARY PUBLIC

My Commission Expires

Notary I.D. No.


6-30-19
535230

Prepared by



W. Scott Crabtree
P. O. Box 615
Franklin, KY 42135-0615
(770) 586-3005

SIMPSON COUNTY
MC9 PG11

THIS DEED OF CONVEYANCE, made and entered into on this 20 day of December, 2017, by and between **SUMMERS HALL FARM, LLC**, 640 Kenny Perry Drive, Franklin, Kentucky 42134, GRANTOR, and **SAV INVESTMENTS, LLC**, 1105 Woodmont Circle, Franklin, Kentucky 42134, GRANTEE;

WITNESSETH: That for and in consideration of the sum of ONE HUNDRED SIXTY THOUSAND DOLLARS (\$160,000.00), cash in hand paid, the receipt of which is hereby acknowledged, the grantor does hereby grant, bargain, sell, and convey unto the grantee, its successors and assigns, the following-described property located on the south side of Peden Mill Road, south of Franklin, in Simpson County, Kentucky, to-wit:

Beginning at an iron pin where the south right-of-way line of Peden Mill Road intersects the west right-of-way line of CSX Railroad, the northeast corner to this tract; thence with the south right-of-way line of Peden Mill Road two (2) calls: (1) S 68° 33' 21" W 158.55 feet, (2) S 75° 14' 23" W 164.57 feet to a post in said line, a corner to Will H. Powell; thence with the line of Powell S 33° 30' 00" E 989.33 feet to a post, a corner to same, in the line of Roy Graham; thence with the line of Graham N 56° 15' 28" E 376.84 feet to an iron pin, a corner to same, in the west right-of-way line of CSX Railroad; thence with aforesaid west right-of-way line N 31° 20' 18" W 902.81 feet to the beginning point, containing 6.362 acres.

LESS that certain .950 tract of land conveyed to CSX Transportation, Inc. by deed dated May 3, 2016, of record in Deed Book 321, Page 459, Simpson County Clerk's Office, more particularly described as Tract I on that certain minor plat of record in Plat Book 1, Page 71, said clerk's office.

The property being conveyed is also being described as Tract II on the Summers Hall Farm, LLC property as shown in Minor Subdivision Plat Book 1, Page 71, Simpson County Clerk's Office.

Being a part of the same property conveyed to Summers Hall Farm, LLC by Gary Summers and wife, Lucinda Summers by deed dated June 28, 2013, of record in Deed Book 305, Page 80, Simpson County Clerk's Office.

TO HAVE AND TO HOLD the above-described property, together with all of the appurtenances thereunto belonging, unto the grantee, its successors and assigns, forever, with covenant of general warranty of title, but subject to all easements, restrictions, grants, and rights of way and the rules and regulations of the applicable planning and zoning commission.

Possession of the property shall be given upon delivery of deed. The 2017 property taxes shall be paid by the grantor. THE 2018 PROPERTY TAX BILL SHALL BE PAID BY THE GRANTEE, AND THE PROPERTY TAX BILL SHALL BE MAILED TO IT AT 1105 WOODMONT CIRCLE, FRANKLIN, KENTUCKY 42134.

The parties hereto state that the consideration reflected in this deed is the full consideration paid for the property. The grantee(s) join(s) in the deed for the sole purpose of certifying the consideration pursuant to KRS Chapter 382. The parties further certify their understanding that falsification of the stated consideration or selling price of the property is a Class D felony, subject to one to five years imprisonment and fines up to \$10,000.00.

The Grantor(s) and Grantee(s) herein hereby verify that their respective full names are correctly stated within this deed pursuant to Kentucky statutory law.

IN WITNESS WHEREOF, the grantor and grantee have caused their names to be affixed hereto by and through their duly authorized representative on this, the day and year first above written.

GRANTORS: SUMMERS HALL FARM, LLC

By: *Gary L. Summers*
GARY L. SUMMERS, Member

GRANTEE: SAV INVESTMENTS, LLC

By: *Ashwani Sarvaria*
ASHWANI SARVARIA, Member

COMMONWEALTH OF KENTUCKY

COUNTY OF SIMPSON

The foregoing Deed of Conveyance was on this 20 day of Dec, 2017, acknowledged, subscribed, and sworn before me by Gary L. Summers, Member of Summers Hall Farm, LLC, Grantor.

My commission expires Sept 12, 2021.

My notary identification number is 853138.

[Signature]
Notary Public

COMMONWEALTH OF KENTUCKY

COUNTY OF SIMPSON

The foregoing Deed of Conveyance was on this 20 day of Dec, 2017, acknowledged, subscribed, and sworn before me by Ashwani Sarvaria, Member of SAV Investments, LLC, Grantee.

My commission expires Sept 12, 2021.

My notary identification number is 583138.

[Signature]
Notary Public

Prepared By:

LEACH AND CUMMINS
Attorneys at Law
200 North Main Street
P.O. Box 425
Franklin, Kentucky 42135-0425
Tele. (270) 586-9595
Fax (270) 586-6907

[Signature]
G. WILLIAM LEACH, JR.
(121817)

I, Jolene S. Thurman, Clerk of Simpson County, do
certify that this 20 day of December,
2017, I received \$ 1100.00 Revenue Tax

according to value stated within this instrument.

Jolene S. Thurman, Clerk
By [Signature] D.O.

DOCUMENT NO: 1183911
RECORDED ON: 12/20/2017 9:59:00 AM
COUNTY CLERK: JOLENE S THURMAN
COUNTY: SIMPSON COUNTY
BOOK: D332 PAGE: 90 - 92 DEED
Signed: MH

DOCUMENT NO: 1191706
RECORDED ON: 6/3/2019 3:30:00 PM
COUNTY CLERK: JOLENE S THURMAN
COUNTY: SIMPSON COUNTY
BOOK: MC9 PAGE: 10 - 14 ANNEX
Signed: MH



MEMORANDUM

To: Mayor Larry Dixon and Commissioners
From: Kenton Powell, City Manager
Subject: Street Closure Request
Date: June 20, 2019

Steve Thormond, Executive Director of the F-S Chamber of Commerce, has submitted the attached request for street closures for the Garden Spot Run/Walk scheduled for Saturday, August 10, 2019.

This request also includes a request to close a portion of South College Street, Madison Street, Montague Street and Joker Phillips Drive for the evening of Friday, August 9, 2019, for an event for children ages 6 through 10.

I would like to recommend that the Commission approve the request as presented.

Proposed Action:

Recommend motion to approve the request for street closures for the F-S Chamber of Commerce Garden Spot Run/Walk scheduled for Saturday, August 10, 2019 and to close portions of South College Street, Madison Street, Montague Street and Joker Phillips Drive for the evening of Friday, August 9, 2019 for the children's event.



FRANKLIN-SIMPSON CHAMBER OF COMMERCE

201 South Main Street • P.O. Box 513 • Franklin, KY 42135-0513 • (270) 586-7609

May 31, 2019

Hon. Larry Dixon
Mayor
City of Franklin
P. O. Box 2805
Franklin, KY 42135

Mr. Dixon and Commissioners:

In just a few months, August 10, we will celebrate the 37th edition of the Franklin-Simpson Chamber of Commerce Garden Spot Run/Walk, Presented by Med Center Health/The Medical Center at Franklin Rehabilitation Services. Over the past few years this event has grown from 69 participants in 2007 to 1085 in 2013 to 1174 in 2016. While the numbers have begun to fluctuate, this still is considered one of the premier run/walk events in Southcentral Kentucky. Many of the participants are out of towners who typically make the circuit of area runs. In addition hundreds of locals participate in the challenges associated with the walk.

As in the past, it is necessary to close streets during this event. The Chamber appreciates the cooperation of the city both in allowing the streets to be closed and allowing so many city employees to assist us in so many ways. This event could not have grown to the level it has without the full cooperation of city government and all others involved.

I have attached a course description of the race which designates the streets which, with your approval, would be closed. The race begins at 7:30 am and concludes by approximately 9:00 am. During that time our monitors allow traffic to flow when it is absolutely safe.

Five years ago we added an event Friday night which was a fun run for children between the ages of 6 and 10. This run started and concluded at the side of City Hall. The entire fun run was on South College Street and necessitated the closing of Madison, Montague and Jucker Phillips Drive for a short time. We believe this event brought additional attendees to our square on that evening.

I again want to thank the Commission for your past support of this event and request approval to conduct the 2019 event on the streets of the City of Franklin. Together, we continue to make our community a high profile community and one visitors from surrounding areas enjoy visiting.

Sincerely,

Michael S. Thurmond
Executive Director

Garden Spot Run/Walk Course Description

The course for the Garden Spot Run and Walk is identical to last year. The Start Line is on College Street directly in front of the Methodist Church. The runners will proceed south on College. Runners and walkers will continue south on College to the fork at the Middle School where they will take the left fork toward Wildcat Way. The course then turns left on Wildcat Way and continues on Wildcat Way to 31-W South, turning right on 31-W and traveling south to Rolling Road Drive, (the entrance to Highlands Subdivision). The course then travels west on Rolling Road to Valley View, left on Valley View to Hillcrest, right on Hillcrest to College Street. At this point the course travels north on College to Austin Drive, west on Austin Drive to Craig, north on Craig to Cardinal Drive and east on Cardinal Drive back to College. Runners will then proceed north on College back to the front of the Middle School where they will continue west on Joker Phillips Drive, (not going down the hill at the Middle School). A right on Taylor Lane will take the runners to Montague Street and a right on Montague will take them back to College Street where they will take a left and proceed north to the Finish Line directly in front of the Methodist Church.



MEMO

To: Mayor Dixon and Commissioners
From: Kerton Powell
Date: June 20, 2019
Subject: July 4th Fireworks

Attached for your review is the ordinance regarding fireworks for the 4th of July holiday. Per the ordinance, Fireworks Celebration hours are on Wednesday, July 3rd and Thursday, July 4th from 10:00 AM until 12:00 Midnight.

06-13-2011

ORDINANCE NO. 1020.30-5-2011

**AN ORDINANCE REGULATING THE USE OF FIREWORKS
IN THE CITY OF FRANKLIN, KENTUCKY**

WHEREAS, the Kentucky Legislature enacted House Bill 333 (KRS 227), which allowed cities to have the authority to regulate the sale of fireworks; and,

WHEREAS, the City has previously had a ban on the use of fireworks in its Code of Ordinances; and,

WHEREAS, said ban on the use of fireworks is not realistic, as they are prevalent every Fourth of July; and,

WHEREAS, the City Commission feels that it is in the best interests of the citizens and residents of the City of Franklin to regulate the use of fireworks and the hours in which they may be used.

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

1. The use or sale of any firecrackers, skyrockets, or any other explosives ordinarily known and referred to as "fireworks" or "consumer fireworks" (as those terms are defined in Chapter 227 of the Kentucky Revised Statutes) are prohibited except as set forth herein or in the Gross Receipts License Fee Ordinance.

2. "Fireworks" or "consumer fireworks" (as those terms are defined in Chapter 227 of the Kentucky Revised Statutes) shall not be fired, exploded, or used in the city limits of the City of Franklin, Kentucky, except as follows:

(A) "Fireworks" or "consumer fireworks" (as those terms are defined in Chapter 227 of the Kentucky Revised Statutes) may be used, fired, or exploded on July 3 and July 4 of each year between the hours of 10:00 a.m. and 12:00midnight.

(B) Notwithstanding any provision herein to the contrary, and regardless of the day of the week on which the Fourth of July falls, persons are allowed to use, fire, or explode fireworks on any other date specifically named or designated by the City Commission of the City of Franklin, Kentucky as the date to celebrate the Fourth of July festivities, if other than the actual date of July 4th.

3. Any person, firm, business, partnership or corporation that violates any provision of this ordinance shall be fined not less than fifty dollars (\$50.00), nor more than two hundred dollars (\$200.00).

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.

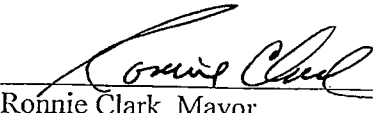
April 25, 2011 FIRST READING

May 9, 2011 SECOND READING

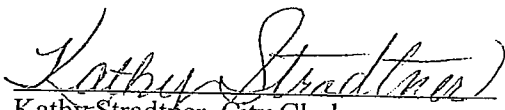
At a meeting of the City Commission of the City of Franklin, Kentucky, held on May 9, 2011, on motion made by Commissioner Henry Stone and seconded by Commissioner Jamie Powell, the foregoing ordinance was adopted, after full discussion, by the following vote:

<u>YES</u>	LARRY DIXON	<u>YES</u>	JAMIE POWELL
<u>YES</u>	MASON BARNES	<u>YES</u>	HENRY STONE
<u>YES</u>	RONNIE CLARK, MAYOR		

APPROVED BY:


Ronnie Clark, Mayor
City of Franklin, Kentucky

ATTEST:


Kathy Stradtner, City Clerk
City of Franklin, Kentucky

ORDINANCE NO. 1020.30-6-2011

AN ORDINANCE AMENDING A PREVIOUS ORDINANCE REGULATING THE USE
OF FIREWORKS IN THE CITY OF FRANKLIN, KENTUCKY

WHEREAS, after the enactment of Ordinance No. 1020.30-5-2011, a special request was made by a citizen to use fireworks at an event not occurring on July 3rd or 4th (when it is permissible to use fireworks by and through the aforementioned ordinance); and,

WHEREAS, the City Commission recognizes that there may be other times and events whereby citizens may want to conduct a ceremonial fireworks display; and,

WHEREAS, the City Commission finds that it is in the best interest of the citizens and residents of the City of Franklin for the City Commission to retain the ability to approve said firework use on a case-by-case basis.

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

Section 2 (B) shall be amended to read as follows:

(B) Notwithstanding any provision herein to the contrary, and regardless of the day of the week on which the Fourth of July falls, persons are allowed to use, fire, or explode fireworks on any other date specifically named or designated by the City Commission of the City of Franklin, Kentucky as the date to celebrate the Fourth of July festivities, if other than the actual date of July 4th. In addition, the City Commission may approve, by motion or Executive Order, the use, firing or exploding of fireworks at other times and for other holidays or events as they deem appropriate.

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.

MAY 23, 2011 FIRST READING JUNE 13, 2011 SECOND READING

At a meeting of the City Commission of the City of Franklin, Kentucky, held on June 13, 2011, on motion made by Commissioner Mason Barnes and seconded by Commissioner Jamie Powell, the foregoing ordinance was adopted, after full discussion, by the following vote:

YES LARRY DIXON

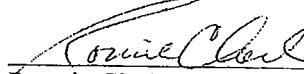
YES JAMIE POWELL

YES MASON BARNES

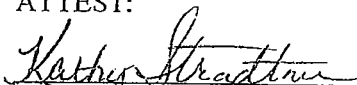
YES HENRY STONE

YES RONNIE CLARK, MAYOR

APPROVED BY:


Ronnie Clark, Mayor

ATTEST:


Kathy Stradtner, City Clerk
City of Franklin, Kentucky



MEMO

TO: Mayor and Commissioners

FROM: Tammie Carey, Bicentennial Kiddie Parade Committee Member

DATE: June 30, 2019

RE: Street Closure Request

On behalf of the Bicentennial Committee I would like to request permission to close West Kentucky Avenue between Main and College on Friday, July 5th at 4:45 pm. The Committee is planning the Firecracker 200 Kiddie Parade that will begin at 6:00 pm. Kentucky Avenue is needed as a place for participants to register and line up for the Parade. The Parade will take place on the brick sidewalk around the perimeter of the Courthouse and will feature children ages birth to third grade riding in and on people powered vehicles.

Contact has been made with the majority of business owners on West Kentucky Avenue. The sign off sheet is included. There were two businesses that have been closed each time I have attempted to make contact. I will continue to try to contact them so they are aware of the street closure.

City of Franklin Downtown Street Closing Request

(A) Methodist Church
Signature: _____

(B) Franklin Presbyterian Church
Signature: _____

(J) Goldsmith Choppe
Signature: Kelly Holland

(K) Simply Sweet Pastries
Signature: Michelle Glas



W KENTUCKY AVE

E KENTUCKY AVE

W COLLEGE ST

Q

SIMPSON COUNTY
COURTHOUSE

(I) BLUE Rasta
Signature: Andy Lyth

(M) Robert F. Taylor Attorney
Signature: _____

(N) Ogles Barber Shop
Signature: Clyde Wilk

(O) Verant
Signature: _____

(P) Fray Lye
Signature: Shane Lye

(Q) Simpson County Court House
Signature: _____

(C) Empty 7/20/11
Signature: _____

(L) Hand Company
Signature: Hand

(I) Checker Lys Offices
Signature: Shane Mays

(F) Michaels
Signature: _____

(G) THE WOOD SHACK
Signature: _____

(H) _____
Signature: Phil Brink

(I) Old Favorite
Verbal Approval From Indian Region

Name(s) or person or Organization Requesting Closing
Simpson County Bicentennial Committee
Please indicate location that you are requesting to close.
Date(s) for closing: Friday, July 3, 2011
Time closed: 4:15pm Open: 7:00pm
Get signatures from all business owners to assure that they have been notified.



MEMO

TO: Mayor Larry Dixon and Commissioners
FROM: City Manager Kenton Powell
DATE: June 20, 2019
SUBJECT: Lewis Memorial Home Letter of Support

Recently the City received a request for the Mayor to send a letter of support for the Lewis Memorial Home on Bowling Green Road to support their efforts to acquire a USDA Loan. If approved the Lewis Memorial plans to build additional housing.

Note:

Attached on the following (2) pages is the email request for the support letter and the copy of the Mayors' letter.

Proposed Motion:

Approve the Mayors' letter of support for the Lewis Memorial Home and his signing.

Kenton Powell

From: Bowen, Hunter <Hunter.Bowen@kyfb.com>
Sent: Tuesday, June 18, 2019 9:35 AM
To: Kenton Powell; Mayor
Subject: FW: Lewis Manor
Attachments: David R. King.wcf; SKM_C22719051715200.pdf



Good morning gentlemen. I need help from the city. The Lewis Memorial Home is trying to get a USDA loan to expand our new location. We need a letter from the city endorsing our project. Denny provided one from the industrial board and it is attached. We also received one from the county judge. Mr. David King is facilitating our efforts and has requested this letter. Please let me know if you can provide us with one. Thank you for your time. As you can tell I sent this to both of you and only need one letter. Thanks again.

Hunter Bowen

Agent, Simpson County Farm Bureau
510 N. Main Street, Franklin, Ky., 42134
(office) 270.586.8228 | (cell) 270.647.2000
(fax) 270.586.3577 | [Follow me on Facebook!](#)

**Please note that coverage cannot be added, deleted or modified via email/voicemail*



From: Dennis Griffin <fsindustry@bellsouth.net>
Sent: Monday, June 17, 2019 3:10 PM
To: drkllc@roadrunner.com
Cc: Bowen, Hunter <Hunter.Bowen@kyfb.com>
Subject: FW: Lewis Manor

Signed letter attached.
Denny

From: Bowen, Hunter <Hunter.Bowen@kyfb.com>
Sent: Monday, June 17, 2019 2:37 PM
To: Dennis Griffin <fsindustry@bellsouth.net>
Subject: FW: Lewis Manor

See below please

Hunter Bowen



City of Franklin, Kentucky

117 W Cedar Street - P. O. Box 2809
Franklin, KY 42125-2805
Phone: 270-586-4497
Fax: 270-586-9419

June 20, 2019

Ms. Hilda Legg, State Director
Rural Development – USDA
771 Corporate Drive, Suite 200
Lexington, KY 40503

RE: Lewis Memorial, Inc.
Preapplication for Community Facilities Loan

Dear Ms. Legg:

On behalf of the City of Franklin, I am submitting this letter to convey our support for Lewis Memorial Manor Assisted Living Facility to expand their facilities at the Bowling Green Road location in Franklin, Kentucky.

Like many Cities across our country, there is an immediate need for high quality care and housing for the growing aging population. Lewis Memorial has provided excellent care for years and is a shining example for other organizations to follow for quality elderly care.

As Mayor of the City of Franklin, Kentucky I appreciate Lewis Memorial recent expansion and I have received many positive comments from the public stating what a wonderful asset they are to have in our community. We look forward to what their future expansion will do for our City.

Thank you for your time and consideration.

Sincerely,

Larry Dixon, Mayor
City of Franklin, KY



MEMORANDUM

TO: Mayor Larry Dixon and Commissioners

FROM: Kenton Powell, City Manager

SUBJECT: Appointment to EPB Board

DATE: June 20, 2019

As you know Lester Key was a valued member of the Board of Directors of the Franklin Electric Plant Board for over eight years, his service to this Board will be missed by the City of Franklin as well as his fellow Board members.

Mr. Key was first appointed to the EPB Board in December 2011 to fill a vacant unexpired term of a retiring member. Most recently he was re-appointed to the Board in August 2017 for another four year term to expire on 9/16/2021. A previous Board member, Wayne Powell, offered to fill Mr. Key's unexpired term on this Board and I would like to recommend his appointment.

Proposed Motion: Recommend motion to approve the appointment of Wayne Powell to the Board of Directors of the Franklin Electric Plant Board to fill the unexpired term of Lester Key which expires on September 16, 2021.



MEMO

TO: Mayor Larry Dixon and Commissioners
FROM: Shauna R. Cornwell, Director of Finance
DATE: June 24, 2019
SUBJECT: Memo to Commission Regarding Property & Casualty Insurance Bid

In May 2019 the City issued a Request for Proposal for our Property & Casualty Insurance. We received six bids (see the attached analysis of bids). The estimated bid prices are as follows:

Kentucky League of Cities (Agent: Franklin Insurance)	\$158,133
Zurich (Agent: Franklin Insurance)	\$140,330
Glatfelter (Agent: Franklin Insurance)	\$149,164
Travelers (Agent: Higgins Insurance)	\$137,059
Tokio Marine/Houston Casualty (Agent: Higgins Insurance)	\$125,064
Britt-Lloyd (Agent: Gallagher Insurance)	\$149,245

In efforts to properly vet these agents and corresponding insurance companies we identified the top three quotes (Zurich, Travelers, and Houston Casualty), and scheduled meetings with the agents, underwriters and loss control specialists. At the conclusion of these meetings we felt very comfortable with the coverage and services offered by all companies.

Naturally Tokio Marine/Houston Casualty rose to the top of our list given the significant variance in price. At that point, we began contacting references for input on both Higgins Insurance Agency and Houston Casualty as a carrier. I spoke with the City Manager at the City of Oak Grove, a municipality similar to Franklin in both size and risk exposure. They have had Higgins Insurance for four years and have been with Houston Casualty for one year and just signed a contract to renew for FY2020. They had nothing but positive praises toward both Higgins and Houston Casualty. I also spoke with the Finance Director for the City of Hopkinsville and a representative, Juey Traugher, from Traugher Mechanical, about Higgins and they both had very positive things to say.

As a result of our very thorough research, we feel as if the lowest, most responsible bid is that of Higgins Insurance/Houston Casualty, and we recommend that our Property and Casualty insurance be awarded accordingly.

Additionally, during the bid process, we asked for quotes on rate caps for two or three years. Houston Casualty has offered a three year rate hold (no increase in rates) provided that, at 9 months, our loss ratio doesn't exceed 18% and at 21 months our cumulative loss ratio doesn't exceed 24%. Our estimated average losses have been as follows:

	Annual Losses	Approx % Loss
FY2014	71,735.79	44.83%
FY2015	103,561.43	64.73%
FY2016	200.00	0.13%
FY2017	6,508.51	4.07%
FY2018	225.00	0.14%
FY2019	21,695.00	13.56%

Expectation of losses are impossible to project, however, it is our recommendation that we award this three year agreement.

Proposed Motion: We recommend awarding this bid to Higgins Insurance Agency, Tokio Marine/Houston Casualty, as the lowest and best responsive and responsible bidder. We also recommend entering into a three year agreement. Additionally, we request authorization for the Mayor to sign all documents related to the award of this bid.

Coverage	BFA Included		TSA Included		TSA Included	
	Franklin Ins	Franklin Ins	Franklin Ins	Higgins	Higgins	Gallagher
	KIC	Zurich	Glatfelter	Travelers	Telco Marine	Britt-Lloyd
Frequency (\$10 Million Quake; \$10 Million Flood)	25,139.00	186,494.00	32,466.00	52,275.00	137,813.00	61,561.00
Inland Marine	7,323.00	Included	5,993.00	2,051.00	Included	Included in Property
Crime	1,347.00	Included	978.00	1,515.00	Included	Included in Property
General Liability	33,070.00	25,007.00	37,004.00	11,429.00	Included	25,700.00
Excess Liability (Umbrella)	Included	7,849.00	28,557.00	11,882.00	Included	8,150.00
Public Officials Liability	13,565.00	Included	5,389.00	13,589.00	Included	8,455.00
Law Enforcement Liability	17,255.00	Included	Included	14,781.00	Included	9,000.00
Leisurement Breakdown	Included in Property	Included in Property	Included in Property	Included in Property	Included in Property	Included in Property
Autism rate	35,553.00	Included	34,040.00	10,675.00	Included	32,817.00
Sub Total	185,614.00	180,500.00	199,164.00	140,743.00	137,813.00	145,725.00

Supplemental Information:

Inc Year Deductible Per Occurrence

Property	(5,449.00)	Above \$2500	Not Covered	Included	(5,309.00)	14,587.00
Inland Marine	(489.00)	Above \$2500	Not Covered	Included	(267.00)	Included
Crime	-	Above \$2500	Not Covered	(125.00)	(87.00)	Included
General Liability	-	Above \$2500	Not Covered	(613.00)	-	-
Public Officials Liability (Public Entry & EPLI)	(387.00)	Above \$2500	Not Covered	(157.00)	(3,422.00)	(997.00)
Law Enforcement Liability	(762.00)	Above \$2500	Not Covered	(865.00)	(3,074.00)	(5,143.00)
Automobile Comprehensive & Collision	-	Above \$2500	Not Covered	(1,445.00)	(1,500.00)	-
\$50,000 UMP/UM Limit	(1,339.00)	Above \$2500	Not Covered	(2,455.00)	(5,700.00)	(886.00)
Sub Total	(4,601.00)	-	-	(5,710.00)	(19,294.00)	(7,202.00)

Reduce to \$5 Million Quake

Reduce to \$5 Million Flood

(1,017.00)	(9,505.00)	-
-	(4,595.00)	(701.00)

Umbrella:

1,000,000.00	Not Covered	Not Covered	Not Covered	Not Covered	Not Covered	Not Covered
2,000,000.00	Not Covered	Not Covered	Not Covered	(3,035.00)	(3,152.00)	Not Covered
3,000,000.00	Included Above	Not Covered	Not Covered	(2,525.00)	(2,500.00)	(544.00)
4,000,000.00	3,917.00	Included Above	Included Above	(675.00)	(750.00)	Included Above
5,000,000.00	6,710.00	Not Covered	Not Covered	Included Above	Included Above	6,710.00
6,000,000.00	8,915.00	Not Covered	Not Covered	Not Covered	Not Covered	Not Covered
7,000,000.00	10,557.00	Not Covered	Not Covered	Not Covered	Not Covered	Not Covered
8,000,000.00	11,150.00	Not Covered	Not Covered	Not Covered	Not Covered	Not Covered
9,000,000.00	12,444.00	Not Covered	Not Covered	Not Covered	Not Covered	Not Covered
10,000,000.00	13,111.00	Not Covered	Not Covered	3,057.00	3,750.00	6,800.00

ADD: Cyber Liability - Stand Alone

ADD: Terrorism Abuse/Intestation

Exclusion Under Umbrella (\$5,000,000)

1,352.00	1,475.00	2,475.00	3,008.00
Included	3,500.00	Included	-

Inc. year \$2500
\$500,000
\$10,000

Third Party Sexual Harassment Coverage or Employee Fractio Policy (Training Req)

Included	655.00	Included
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Preferred Coverage:

158,913.00	116,000.00	149,364.00	127,059.00	123,054.00	140,745.00
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Note: Only \$3M Umbrella

Various companies included and including under \$50 deductible difference:

(3,046.00)	(16,016.00)
100,364.00	124,314.00

Prior Year Bid (FY2018):

162,936.70	(4,705.70)	(22,508.70)	(15,674.70)	(25,779.70)	(31,775.70)	(12,496.10)
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MEMO

TO: Mayor and City Commissioners
FROM: Shaurna Cornwell, Finance Director
DATE: June 24, 2019
SUBJECT: Discussion Regarding FY2020 Budget

Today is the 2nd and Final Reading of the City's FY2020 Budget. There has been numerous collaborative hours spent in establishing this budget. The upcoming years are going to be extremely challenging for governmental agencies and the City has been working and strategizing, for over 42 months, on ways to continue servicing this community as efficiently and effectively as possible in light of these challenges.

Here an outline of some data I've included. I will speak to these items in a bit more detail at the Commission Meeting:

1. Discussion regarding Capital Purchase Approvals
2. Discussion and presentation regarding Community Service Requests
3. Assumptions:
 - a. Revenue - Same Property Tax Rate or Compensation Rate, depending on calculation.
Significant increase in investment income due to changes in investment strategy - increase of approximately \$216,000
 - b. Expenses:
 1. Cost of Living Adjustment - 2018 COA A is 1.9% (47K GF; \$28K FMU)
 2. Insurance Increase Assumption - +5% (\$15K GF; \$9K FMU; \$1K SW; Total Increase \$25K)
 3. HRA Utilization Assumption - 60% (Could possibly increase with new HRA Overlay Structure)
 4. Changes to HRA Overlay - Approx \$30K Reduction
 5. Retirement - FY2020 Revised Rates (\$73.5K GF; \$31.4K FMU; \$2.3K SW)
 6. All things held constant: Change since FY2017 - \$139.6K GF; \$63K FMU; \$5K SW)
 7. Property & Casualty - -22% Decrease (Variance from FY19 \$102k to FY20 \$126K)
 8. Worker's Compensation - Decrease - \$52K (Significant reduction in medical rating)
4. Authorized a transfer from the General Fund to Municipal Bond Aid to fund additional street paving - \$150,000

Discussion Regarding FY2020 Budget

~ Continued ~

The City is proud to say our efforts are being realized within the budgetary numbers themselves. We have been able to fund a 2% Cost of Living Adjustment for our employees, absorb the second year of the Pension Increase Phase In, incorporate a 3.0% health insurance premium increase while maintaining a high level of medical coverage for our employees, meet our capital investment needs, and build a capital reserve for future projects.

Since 2011 the City has experienced a 90% increase in the cost of healthcare. However, City leadership has made some very difficult decisions over the past five years, such as moving spouses with other qualifying coverage off the health insurance plan, restructuring our employer funded HRA overlay (our second major overhaul was implemented this year, resulting in an approximate \$30,000 savings) and implementing wellness incentives into our personnel policies. As a result, our health insurance expenditures have increased only 8% (our changes this year reduced our increase from 27% to 8% - however, we still feel as if we are providing our employees and their families with excellent, affordable healthcare). If unaddressed, the City's health insurance costs would have exceeded \$1.23 million dollars, more than \$460,000 in expenditures than what is reflected today. At the same time, the City has been able to limit employee paid premiums for healthcare to approximately 7.5% of total premium prices.

Also in FY2020 the City has plans to refund and defease its only General Fund Debt, a 2009 general obligation bond. When the Franklin Electric Plant Board purchased the City's fiber program, a portion of the proceeds were reserved and set aside to defease these bonds upon the call date. The option to call the bonds will be available by October 2019. The principal amount to defease the bonds, in addition to the FY2020 required principal payment, will be \$544,000.

Also in FY2020 the City has plans to refund and defease its 2009 Water & Sewer Revenue Bond. The option to call the bonds will be available by October 2019. The principal amount to defease the bonds, in addition to the FY2020 required principal payment, will be \$275,000.

The FY2020 budget also reflects considerable community investment. Various community service organizations have been funded a total of 173,000, (also note that an additional \$50,500 was prefunded in the FY2019 Budget Amendment.) Some examples of the organizations funded are: Chamber of Commerce, Boys & Girls Club, Good Samaritan, FS Renaissance, FS Arts Council, Human Rights Commission, the Drug Task Force, animal control and extraction, etc. Additionally, the Franklin-Simpson Community Park has been allocated \$225,000; \$25,000 has been allocated to the Fiscal Court to assist with their jail expenses; \$70,000 has been allocated for the Franklin-Simpson Planning & Zoning Commission; \$278,000 has been allocated for the jointly funded Franklin-Simpson Fire Department; and \$739,000 has been budgeted for the Franklin-Simpson Industrial Authority and/or industrial tax incentives and rebates.

Additionally, this FY2020 Budget reflects an approximate cash outflow of \$23,692 for a TAP Grant. If granted, the City intends to construct a cross walk and refuge island for a safer school crossing at the intersection of Wildcat Way and 31-W. The City should know by the fall of 2019 if this grant will be awarded.

Discussion Regarding FY2020 Budget

~ Continued ~

The City was awarded a \$100,000 grant to construct a walking trail on the Hoy Cave Property located at the corner of North 31-W and Hwy 1008. This grant will include cash outflow of \$5,600 and City provided in-kind labor totaling approximately \$121,000. This project has also been included in the FY2020 Budget.

The City announced in June 2019 that it has been acquiring land with future plans to construct a Police Department. The FY2020 budget reflects an expected cash outflow of \$100,000 to complete the demolition and removal of the warehouses on W. Madison street and begin and some design and engineering of the Police Department construction plans. This budget also reflects \$250,000 in expected cash outflow to finish all the land acquisition necessary to complete this project. This is a total of \$350,000 one-time cash outflows. It is this project that has caused on FY2020 budget to have a deficit. Although our current expenditures will exceed our current revenues, the City has adequate unrestricted fund balance to cover this project and has planned for these expenditures.

Although the challenges in the coming years are significant, the City is working diligently to identify ways to continue to meet these needs with as little burden to the taxpayers as possible. Here is one way to explain how dire the unfunded pension crisis is - even when considering all the lean efforts the City has implemented in the past several years, if nothing were to change in the City's budgetary figures, including both revenue and expenses, between FY2020 and FY2023/2024, except for the phased-in increases to the City's unfunded pension obligation, the City will be operating with an unbalanced budget by FY2023 or FY2024.

As a point of reference, if we paid Prior Year Retirement Rates on Current Year Salaries:

FY2017 (31.06%;18.68%)	Decrease: \$149K GF; \$65K FMU; \$5K SW; TOTAL \$219K
FY2018 (31.55%;19.18%)	Decrease: \$139K GF; \$39K FMU; \$4K SW; TOTAL \$182K
FY2019 (35.34%; 21.48%)	Decrease: \$74K GF; \$31K FMU; \$2K SW; TOTAL \$107K
FY2020 (39.58%; 24.06%)	

There has been tremendous growth within our community over the past few years. As a result, the City has seen slight increases in its occupational tax revenue streams (however a reduction is expected in FY2020 due to the closing of two industries) and moderate increases in its Insurance Premium tax revenue streams. This has helped considerably in our ability to absorb these pension increases. Although this has been extremely helpful – these rising revenue streams are not expected to continue.

City leadership will continue to make smart and strategic decisions to pave a path through this tumultuous time, while keeping essential services to our community intact.

UTILITIES



MEMO

TO: Mayor Larry Dixon and Commissioners
FROM: Chris Klotter, Public Works Director
DATE: June 19, 2019
SUBJECT: Independent contractor for GIS services

Jon Zambrano has been working with the City over the last year developing and updating our Geographic Information System (GIS). Jon has customized ArcGIS to the City's specific needs and continues to update and improve the system. I would like to recommend an independent contractor agreement with the City and Jon Zambrano for the upcoming year to continue this progress. The funds for this contract are currently budgeted. Attached is a job description for the position as well as the independent contractor agreement for your review.

Thank you for your consideration.

Proposed Motion:

To enter into the Contractor Agreement with Jon Zambrano effective July 1, 2019, and authorize the Mayor to sign the attached Independent Contractor Agreement for GIS services.

INDEPENDENT CONTRACTOR AGREEMENT WITH CONTRACTOR

This Independent Contractor Agreement is entered into this _____ day of June, 2019, in duplicate, between the City of Franklin, Kentucky, a Home Rule City (hereinafter referred to as "City"), 117 West Cedar Street, Franklin, Kentucky 42134 and Jon Zambrano (hereinafter referred to as "Contractor"), _____, Franklin, Kentucky 42134, both of whom understand as follows:

WITNESSETH:

The City, by and through the Mayor, desires to contract the services of Contractor as an independent contractor of the City of Franklin, Kentucky;

NOW, THEREFORE, in consideration of the mutual benefits to be derived by both parties from the implementation of the terms hereof, the parties do hereby covenant and agree as follows:

SECTION ONE INDEPENDENT CONTRACTOR'S DUTIES

That for and in consideration of the payments and agreements hereinafter mentioned, to be made by the City, the Contractor hereby agrees as follows:

City agrees to contract with Contractor to assist with certain duties for the City of Franklin, Kentucky, and to perform the duties set forth in Exhibit 1 attached hereto and incorporated herein by reference.

SECTION TWO COMPENSATION, TERM, AND MISCELLANEOUS REQUIREMENTS

A. Contractor shall be compensated at the rate of \$42,000.00 per fiscal year during the term of this agreement. Contractor shall be paid bi-weekly (or at other time intervals as agreed to by the parties) for his services. City shall pay Contractor within five (5) business days of receipt of Contractor's invoice. Contractor is responsible for all taxes and withholdings including, but not limited to Federal, Social Security, Medicare, FICA, State, City, County, unemployment, and all monthly, quarterly and/or annual returns/payments incident thereto. Contractor's failure to pay taxes when due is a reason for termination of this Contract. Contractor is also fully responsible for all of his own medical, retirement and/or other benefits.

B. This Independent Contractor Agreement shall commence on July 1, 2019 and shall terminate on June 30, 2020. By and through this Agreement, the City is conferring termination powers upon and authorizing the City Manager to act to terminate Contractor for any reason he deems appropriate. Contractor shall be deemed terminated one (1) week subsequent to receipt of a letter signed by the City Manager stating the intent to terminate.

C. The parties acknowledge and agree that the services performed by Contractor shall be as an independent contractor and that nothing in this Agreement shall be deemed to constitute a partnership, employee/employer, joint venture, agency relationship or otherwise between the parties.

SECTION THREE INDEMNIFICATION

Contractor agrees to indemnify and hold the City harmless for and/or from any and all claims, causes of action, or demands made upon the City as a result of his performance of or failure to perform his obligations under this Agreement. This includes, but is not limited to all losses, liabilities, damages, costs, and expenses by reason of liability imposed by law on City, or otherwise, for damages as a result of bodily injury, including death at any time resulting from such bodily injury, sustained by any person or persons, or on account of damage to property, and/or loss of use of property, arising out of or as a consequence of performance of the work under this Agreement or caused by the negligent acts or omissions of Contractor.

SECTION FOUR COMPLIANCE WITH LAW

Contractor shall comply with all applicable state, federal, and municipal laws, rules, and regulations in the performance of his duties under this Agreement, and Contractor shall procure at his own expense all licenses and permits required by such laws, rules, and regulations including, but not limited to a City of Franklin Business License.

SECTION FIVE INSURANCE

Contractor shall carry throughout the term of this Agreement and any extensions hereto, insurance, properly extended to cover and protect City, with an insurance company or companies acceptable to City to cover Contractor in the performance of his duties. Contractor shall name City as additional insureds under said policy of insurance. City shall pay Contractor, in addition to any other sums set forth hereunder, an amount equal to the insurance premiums for said insurance or, alternatively, City can pay the premiums directly to the insurance company on behalf of Contractor. Contractor's failure to keep insurance coverage shall result in termination of this Agreement.

SECTION SIX ASSIGNMENT OF RIGHTS

The rights of each party under this agreement are personal to that party and may not be subcontracted, assigned and/or transferred to any other person, firm, corporation, or other entity without the prior, express, and written consent of the other party which consent may be withheld due to the personal nature of this Agreement.

SECTION SEVEN ATTORNEY'S FEES

In the event that either party hereto defaults on any of its obligations pursuant to the terms of this Agreement, and the other party shall incur attorney fees in order to enforce rights under this contract, the breaching party shall be obligated to pay the non-breaching party's attorney fees incurred in enforcing its rights.

SECTION EIGHT NO WAIVER

The failure of either party to this Agreement to insist upon the performance of any of the terms and conditions of this Agreement, or the waiver of any breach of any of the terms and conditions of this agreement, shall not be construed as thereafter waiving any such terms and conditions, but these shall continue and remain in full force and effect as if no such forbearance or waiver had occurred.

SECTION NINE ENTIRE AGREEMENT

This Agreement shall constitute the entire agreement between the parties and any prior understanding or representation of any kind preceding the date of this Agreement shall not be binding upon either party except to the extent incorporated in this agreement.

SECTION TEN MODIFICATION OF AGREEMENT

Any modification of this agreement or additional obligation assumed by either party in connection with this agreement shall be binding only if placed in writing and signed by each party or an authorized representative of each party.

SECTION ELEVEN NOTICES

Any notice provided for or concerning this agreement shall be in writing and be deemed sufficiently given when hand delivered or sent by certified or registered mail to the respective address of each party as set forth at the beginning of this agreement.

SECTION TWELVE COUNTERPARTS

This Agreement may be executed in any number of counterparts, each of which shall be deemed to be an original, however all of which together shall constitute but one and the same instrument.

SECTION THIRTEEN
GOVERNING LAW

It is agreed that this Agreement shall be governed by, construed, and enforced in accordance with the laws of the Commonwealth of Kentucky, with the venue being Simpson County, Kentucky.

SECTION FOURTEEN
PARAGRAPH HEADINGS

The titles to the paragraphs in this agreement are solely for the convenience of the parties and shall not be used to explain, modify, simplify, or aid interpretation of the provisions of this agreement.

IN WITNESS WHEREOF, the City of Franklin, Kentucky has caused this Independent Contractor Agreement to be signed and executed on its behalf by its Mayor and duly attested by its City Clerk, and Contractor has signed and executed this Independent Contractor Agreement, both in duplicate, the day and year first above written.

INDEPENDENT CONTRACTOR

CITY OF FRANKLIN KENTUCKY

Jon Zambrano

Larry Dixon, Mayor

ATTESTED BY:

Cathy Dillard, City Clerk

EXHIBIT 1
CITY OF FRANKLIN
JOB DESCRIPTION

Department: Administration

Working Title: GIS Administrator

Characteristics of Class:

Responsible to the Public Works Director for performing a variety of duties related to the development and creation of digitized maps through a geographic information system (GIS).

Examples of Duties:

- Oversee and participate in the maintenance of various data/GIS layers
- Ensure accuracy of the system by verifying changes
- Utilizing ArcGIS to effectively update the system
- Produce custom maps upon request of Public Works Director
- Write system commands to isolate various criteria and demographics to be included in map content
- Create various layers of maps illustrating targeted areas of interest
- Utilize ArcGIS and related GIS software and equipment to create various computerized maps
- Conduct field work to pinpoint coordinates and measurements
- Digitize appropriate changes or additions to existing maps
- Perform GIS system and file backup for City systems such as water, sewer, stormwater, streets
- Map and plot location of lines, valves, manholes, lift stations, etc. as installed
- Assemble data from GPS, local surveys, utilities, state and federal agencies for mapping and analysis
- Perform related duties as required

Position Qualifications:

Training and Experience

- Bachelor's Degree in geography, cartography, computer science or related field
- Five years of related experience
- Combination of equivalent education and experience
- Knowledge of water distribution and wastewater collections principles

Special Knowledge, Skills, and Abilities

- Thorough knowledge of ESRI related programs, technical tools and equipment
- Skill in the use of various software applications including, ESRI applications, ArGIS, ArcInfo, ArcTools, Building Geodatabases, and GPS equipment



MEMO

TO: Mayor Larry Dixon and Commissioners
FROM: Chris Klotter, Public Works Director
DATE: June 19, 2019
SUBJECT: KLC Service Line Warranty Program

Attached is documentation describing the National League of Cities Service Line Warranty Program. This is offered to KLC members at no cost. Some of the highlights and benefits are as follows:

- No cost for city to participate
- Affordable rates for residents
- Utility Service Partners pay for repairs, not the residents
- Utility Service Partners is responsible for all aspects of the program

Also attached is information from the website with further information on the benefit to the homeowners and why it could benefit the City.

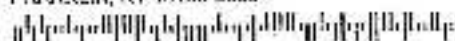
Thank you for your consideration.

Proposed Motion:

Motion to proceed with participation in the National League of Cities Service Line Warranty Program and have the Mayor sign any necessary documents.



T1 P1 *****N1127**M1KPO ADD 220
CHRIS KLOTTER
PUBLIC WORKS DIRECTOR
CITY OF FRANKLIN-KY
PO BOX 2805
117 W CEDAR STREET
FRANKLIN, KY 40135-2805



May 20, 2019

Dear Chris:

The National League of Cities (NLC) Service Line Warranty Program, administered by Utility Service Partners, Inc. (USP), is excited to announce our Cornerstone Partnership with Kentucky League of Cities. Offered at no cost to League members, the NLC Service Line Warranty Program educates homeowners about their service line responsibilities and offers affordable protection from unanticipated service line repair costs. Homeowners in participating cities are eligible to purchase low-cost repair service plans for broken or leaking outside water and sewer lines, covering up to \$8,500 per occurrence.

Benefits to residents and municipalities include:

- Educates homeowners and reduces local officials' frustration;
- No cost for Kentucky cities to participate;
- Affordable rates for residents and
- Increases citizen satisfaction.

Important features of the program:

1. USP pays for the repairs, not your residents;
2. Customers are provided with a 24/7/365 repair hotline staffed with live agents;
3. All repairs performed to local code by rigorously vetted, licensed and insured local contractors and
4. USP is responsible for all aspects of the program, including marketing, billing, customer service and performing all repairs.

Currently 11 Kentucky municipalities offer the program, which has saved Kentucky homeowners over \$10 million in repair costs over the past three years. USP, a HomeServe company, is a BBB Accredited Business with an A+ rating, and we have an outstanding national reputation. This is the only protection program endorsed by the National League of Cities. To date, the program is being offered by over 500 US municipalities.

For more information, please visit our website at www.utilitysp.net or contact me at 724-749-1043 or MChambers@UtilitySP.net.

You can also contact Jeri McCullough at the Kentucky League of Cities at 659-977-2763 or jmcullough@klo.org.

Sincerely,

A handwritten signature in black ink that reads 'Mike Chambers'.

Mike Chambers
Regional Director
Utility Service Partners, Inc.



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City Participation

Why Should My City Offer This Program?

Aging infrastructure can be a hassle for homeowners.

- Your homeowners' private lines are subjected to the same elements – root invasion, ground shifting, fluctuating temperatures and more.
- There are 650 water main breaks per day in the U.S., resulting in a daily loss of 7 billion gallons of water.¹
- Household water leaks can waste more than 1 trillion gallons annually nationwide. That's equal to the annual household water use of more than 11 million homes.²

Most homeowners don't have enough savings to cover emergency expenses.

- When water and sewer lines break, many homeowners believe the responsibility to repair them lies with the city.
- When water or sewer lines fail, it can cost a homeowner from hundreds to upwards of \$3,500 to repair. Vulnerable

Many thanks

populations are especially susceptible to financial shock when faced with these types of expensive, unplanned repairs.

Why choose to partner with the NLC Service Line Warranty Program?

- At no cost to the city, the NLC Service Line Warranty Program allows homeowners to purchase affordable protection for their water and sewer lines that will cover the cost of repairing leaks, breaks and clogs.
- Contractors are local to the community into which the program has been introduced to help keep money in the local economy.

READY TO GET STARTED?

Steps to Complete



Step one

Execute one-page contract, which triggers recruitment of contractors



Step two

Work with USP to create resident marketing materials and press release



Step three

USP executes resident marketing campaign



Step four

Access monthly reporting via the web

ORDINANCES

ORDINANCE 2019-011

AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2019 AND ENDING JUNE 30, 2020 BY ESTIMATING REVENUES AND APPROPRIATIONS

*WHEREAS, an annual budget proposal and message have been prepared and delivered to the legislative body for review and modification,
NOW, THEREFORE, be it ordained by the City of Franklin, Kentucky.*

Section 1: That the annual budget for the Fiscal year beginning July 1, 2019 and ending June 30, 2020 is hereby adopted as follows:

	General Fund	Stormwater Fund	Utility Fund	Sanitation Fund	Municipal Aid Fund	Cemetery Fund	Perpetual Care
Estimated Revenues:							
Operating Revenue	-	247,500	5,292,000	722,000	-	77,000	7,400
Tax Revenue	1,067,396	-	-	-	-	-	-
Licenses & Fees	5,436,100	-	-	244,000	-	-	-
Intergovernmental Revenue	419,062	-	-	-	338,367	-	-
Fines & Forfeits	57,000	-	208,750	26,000	-	-	-
Intragovernmental Revenues	592,998	100,000	-	-	-	186,000	-
Miscellaneous Revenue	239,698	15,402	221,723	7,500	2,100	607	12,647
Non-Operating Revenue	-	-	-	-	-	-	-
TOTAL REVENUES	7,812,253	362,902	5,722,473	999,500	340,467	263,607	20,047
Appropriations:							
General Government	1,457,183	-	-	-	-	-	-
Police	2,356,719	-	-	-	-	-	-
Fire	279,553	-	-	-	-	-	-
Public Services	805,888	-	-	-	-	-	-
Community Services	611,121	-	-	-	-	-	-
Economic Development	739,000	-	-	-	-	-	-
Stormwater	-	213,804	-	-	-	-	-
Municipal Utilities	-	-	3,540,156	-	-	-	-
Sanitation	-	-	-	725,000	-	-	-
Municipal Aid/Severance	-	-	-	-	245,250	-	-
Municipal Cemetery	-	-	-	-	-	204,521	-
Debt Service	544,040	-	606,956	-	-	-	-
Capital Outlay	574,565	-	664,017	-	-	5,000	-
TOTAL APPROPRIATIONS	7,368,069	213,804	4,811,129	725,000	245,250	209,521	-
EXCESS RESOURCES	444,184	149,098	911,344	274,500	95,217	54,087	20,047

	General Fund	Stormwater Fund	Utility Fund	Sanitation Fund	Municipal Aid Fund	Cemetery Fund	Perpetual Care
RESERVE FOR CAPITAL IMPROVEMENT	105,000	-	337,761	-	-	-	-
TRANSFERS OUT	433,000	-	243,498	209,500	95,000	52,400	3,000
CHANGE IN FUND BALANCE	(93,816)	149,098	330,085	65,000	217	1,687	17,047

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 - JUNE 10, 2019

SECOND READING - JUNE 24, 2019

At a meeting of the Franklin City Commission held on June 24, 2019, and upon motion made by Commissioner _____ 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.

ORDINANCE NO. 2019-014

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 HOLLEY PERFORMANCE PRODUCTS, INC. THAT WOULD OTHERWISE BE DUE WITH RESPECT TO PROJECT EMPLOYEES, WHICH AMOUNTS SHALL BE COLLECTED AND REMITTED TO THE CITY TO BE REFUNDED UPON EMPLOYER'S REQUEST 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, Holley Performance Products, Inc., a Delaware corporation (the "Company"), 1801 Russellville Road, Bowling Green, Kentucky 42101, has proposed to acquire and install within the City a project consisting of a building, 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 June _____, 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 June _____, 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 June, 2019.

(SEAL)

Cathy Dillard, City Clerk

Exhibit A

Project Description for Holley Performance Products, Inc.

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



City of Franklin, Kentucky

117 W Cedar Street • P. O. Box 2805

Franklin, KY 42135-2805

Phone: 270-586-4497

Fax: 270-586-9419

September 11, 2017

Secretary Terry Gill
Kentucky Economic Development Cabinet
300 West Broadway
Frankfort, KY 40601

Secretary Gill:

This letter is in support of the KBI application being submitted by Holley Performance Products, Inc. This outstanding company headquartered in Bowling Green, Kentucky is considering moving a distribution project into the former Sun Products Building which is located on Page Drive in the Sanders Interstate Industrial Park. The building is 200,000 square feet and has been vacant for the past six months. The company will be investing over \$3,000,000 in building and equipment costs as well as employing some 30 people.

We are very pleased to have a well known company like Holley Performance Products, Inc. become a part of our community. We will rebate one percent of occupational tax to the company as a part of the KBI incentive program. Your consideration of their KBI application is greatly appreciated by our community.

Sincerely,

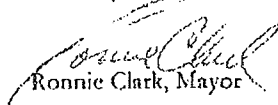

Ronnie Clark, Mayor

EXHIBIT A

KENTUCKY ECONOMIC DEVELOPMENT FINANCE AUTHORITY
KBI REPORT - PRELIMINARY APPROVAL

Date: September 28, 2017
Approved Company: Holley Performance Products, Inc.
City: Franklin **County:** Simpson
Activity: Manufacturing **Prelim Resolution #:** KBI-IL-17-21790
Bus. Dev. Contact: C. Peek **OFS Staff:** M. Elder

Project Description: Holley Performance Products, Inc. is a leading manufacturer of a variety of high performance specialty products for the racing and performance segment of the automotive aftermarket. The company is considering relocating one of its distribution and light manufacturing operation to Kentucky.

Facility Details: Locating in a new facility

Anticipated Project Investment - Leased

	Eligible Costs	Total Investment
Rent	\$3,800,000	\$7,600,000
Building/Improvements	\$50,000	\$50,000
Equipment	\$600,000	\$1,000,000
Other Start-up Costs	\$500,000	\$500,000
TOTAL	\$4,950,000	\$9,150,000

NEGOTIATED TARGETS AND INCENTIVE AMOUNTS:

Year	Job Target	Average Hourly Wage Target (Including Employee Benefits)	Annual Approved Cost Limitation
As of Activation Date	30	\$20.00	
1	30	\$20.00	\$60,000
2	30	\$20.00	\$60,000
3	30	\$20.00	\$60,000
4	30	\$20.00	\$60,000
5	30	\$20.00	\$60,000
6	30	\$20.00	\$60,000
7	30	\$20.00	\$60,000
8	30	\$20.00	\$60,000
9	30	\$20.00	\$60,000
10	30	\$20.00	\$60,000

TOTAL NEGOTIATED TAX INCENTIVE AMOUNT:

\$600,000

County Type:
Other

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

Ownership (20% or more):

Lincolnshire Management New York, NY

Active State Participation at the project site: None

Requested Wage Assessment / Local Participation:

State: 3.0%

Local: 1.0% City of Franklin

Unemployment Rate:

County: 5.6%

Kentucky: 5.9%

Existing Presence in Kentucky:

Simpson 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.

12/1/2017 per Statewide Certification
provided company
has 317 FT Ky residents
at all company locations
excluding the site of
the project.
90% of 317 is 286.
-ME

ORDINANCE NO. 2019-015

ORDINANCE ANNEXING TO THE CITY OF FRANKLIN, KENTUCKY
APPROXIMATELY 5.39 ACRES LOCATED ON PEDEN MILL ROAD, BEING CONTIGUOUS TO
THE EXISTING CITY LIMITS OF FRANKLIN, KENTUCKY IN ACCORDANCE WITH THE
COMPREHENSIVE PLAN OF ANNEXATION

WHEREAS, heretofore, the City of Franklin, Kentucky adopted a Comprehensive Plan of Annexation; and

WHEREAS, the Board of Commissioners has determined that the hereinafter described territory is urban in character, and/or suitable for development for urban purposes, by reason of population density, commercial, industrial, and/or subdivision of land; and

WHEREAS, the Board of Commissioners has determined that no part of the area to be annexed shall be included in the boundary of another city; and

WHEREAS, the owner of record of the land to be annexed has given prior written consent to the annexation; and

WHEREAS, pursuant to KRS 81A.412, the City may enact a single ordinance finally annexing the land described in the ordinance and all waiting periods and notice requirements shall not be required; and

NOW, THEREFORE, BE IT ORDAINED by the City of Franklin, Kentucky, acting by and through its Board of Commissioners, that pursuant to the provisions of KRS 81A.412 and/or KRS 81A.420, the City of Franklin hereby annexes the following described unincorporated area and makes it a part of the City of Franklin, Kentucky:

SEE PROPERTY DESCRIPTION AND MAP ATTACHED COLLECTIVELY AS EXHIBIT 1
AND INCORPORATED HEREIN BY REFERENCE

This ordinance shall take effect upon its passage, approval, and publication. 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.

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

_____ JAMIE POWELL

_____ HERBERT WILLIAMS

_____ BROWNIE BENNETT

_____ WENDELL STEWART

MAYOR LARRY DIXON

APPROVED BY:

Larry Dixon, Mayor
City of Franklin, Kentucky

ATTEST:

Cathy Dillard, City Clerk
City of Franklin, Kentucky

EXHIBIT 1

Property Description and Map of the 5.39 Acres to be Annexed on Peden Mill Road

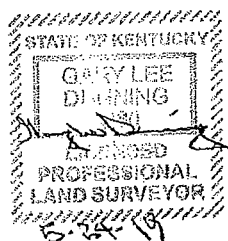
EXHIBIT 1

Dunning Land Surveying

Description of a 5.39 acre tract to be annexed

The following paragraph describes a tract of land in Simpson County, Kentucky adjoining the present city limits of Franklin on Peden Mill Road; a portion of the same property conveyed to SAV Investments, LLC by deed of record as recorded in Deed Book 332 Page 90 of the public records of the Simpson County Clerk's Office; said premises being more particularly described as follows:

Beginning at an iron pin found #1859 in the southerly right of way of Peden Mill Road (approximately 30 feet from centerline), a corner to the existing city limits of Franklin at the northwesterly corner of the SAV Investments, LLC property as appears in Deed Book 332 Page 90 and corner to the William Wayne Powell property as described in Deed Book 222 Page 685; said pin is also the northwesterly corner of Tract 2 as shown in Minor Plat Book 1 Page 71; thence along the meanders of the southerly right of way of Peden Mill Road the following two calls; along the arc of a curve to the left, having a field radius of 1462.39 feet, a chord bearing of North 79 degrees 37 minutes 10 seconds East a chord distance of 226.83 feet (arc length=227.06') to an iron pin found #1859 at a point of tangent; thence North 75 degrees 10 minutes 17 seconds East a distance of 48.29 feet to an iron pin found #3290 at a corner of the CSX Transportation, Inc. property (Deed Book 321 Page 459, Tract 1 of Minor Plat Book 1 Page 71); thence leaving said road along the line of CSX Transportation, Inc. South 25 degrees 55 minutes 39 seconds East a distance of 914.21 feet to an iron pin found #1859 at a corner with the SAV Investments, LLC property as described in Deed Book 267 Page 670, and a corner to the existing city limits of Franklin; thence along the lines of SAV Investments and the existing city limits South 61 degrees 30 minutes 18 seconds West a distance of 229.93 feet to an existing king post with a witness iron pin found #3290 at base; thence continuing along the existing city limits and the line of SAV Investments and William Wayne Powell, North 28 degrees 00 minutes 47 seconds West a distance of 995.26 feet to the point of beginning. Surveyed parcel contains 5.39 acres more or less to be annexed into the city of Franklin and is subject to all legal conditions and easements of record. This description is based on an actual field survey performed by Gary Lee Dunning, Kentucky Registered Land Surveyor #3290 in May of 2019. Basis of bearing for this description is grid North, Kentucky South Zone, Lambert projection. Unless stated otherwise, all iron pins set this survey are 5/8" x 18" rebar with plastic identification cap stamped "Dunning #3290".



1212 Neosheo Road Franklin, Kentucky 42134 * Phone (270) 586-8286 * dunn4@bellsouth.net

ANNEXATION PLAT OF A 5.39 ACRE PARCEL TO BE ANNEXED INTO THE CITY OF FRANKLIN, KENTUCKY SITUATED ON PEDEN MILL ROAD IN SIMPSON COUNTY, KENTUCKY ADJACENT TO THE EXISTING CITY LIMITS OF FRANKLIN

SOURCE OF TITLE : DEED BOOK 332 PAGE 90
SIMPSON COUNTY, KENTUCKY COUNTY CLERK RECORDS

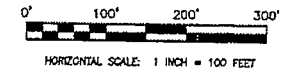
MAP REFERENCE: MAP 43 PARCEL 7.0
SIMPSON COUNTY, KENTUCKY P.V.A. RECORDS

PRESENT OWNER: SAV INVESTMENTS, LLC

DATE: MAY 24, 2019

PRESENT ZONING: AG

PRESENT USE: AG



BASIS OF BEARING:
GRID NORTH
KENTUCKY SOUTH ZONE
LAMBERT PROJECTION



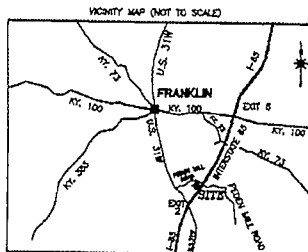
FIELD WORK PERFORMED ON
MAY 23, 2019

THIS DRAWING IS INTENDED TO SHOW A 5.39 ACRE PARCEL
WHICH IS TO BE ANNEXED INTO THE CITY LIMITS OF THE
CITY OF FRANKLIN, KENTUCKY.

EXISTING CITY LIMITS ARE BASED ON PRIOR ANNEXATIONS
WHICH CONFORM TO CITY RECORDS AND P.V.A. TAX MAPS.

CLIENT ADDRESS

CITY OF FRANKLIN, KENTUCKY
117 WEST CEDAR STREET
FRANKLIN, KENTUCKY
42134



- DENOTES CORNER LOCATED BY CONVENTIONAL TOTAL STATION SIDESHOTS FROM GPS CONTROL
- DENOTES IRON PIN SET UNLESS SHOWN OTHERWISE
- DENOTES MEANDER CORNER; MONUMENT NOT SET

SUBJECT TO ALL LEGAL CONDITIONS
AND EASEMENTS OF RECORD.

THIS SURVEY SUBJECT TO ALL FACTS WHICH WOULD
BE DISCLOSED BY A COMPLETE TITLE SEARCH.

THIS PROPERTY DOES NOT LIE IN A FLOOD PRONE AREA PER LATEST
F.I.R.M. MAPPING.

GPS PORTIONS OF SURVEY WERE PERFORMED WITH SOKKIA GRC2
DUAL FREQUENCY RECEIVERS, STATIC BASE AND RTK ROVER
BEARINGS AND DISTANCES ARE BASED ON THE KENTUCKY SOUTH ZONE NAD 83
LAMBERT PROJECTION WITH A STATICAL ERROR THAT DOES NOT EXCEED 0.05"
PER DISTANCE ACCURACY AND RELATIVE POSITIONAL ACCURACY.

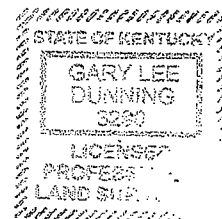
IRON PINS SET THIS SURVEY ARE 5/8" X 18" REBARS WITH
YELLOW PLASTIC IDENTIFICATION CAP STAMPED "DUNNING 3290"

THIS SURVEY MEETS THE REQUIREMENTS OF A CLASS A (URBAN) SURVEY AS DEFINED
BY 201 K.A.R. 13. 030.

I CERTIFY THAT THIS DRAWING REPRESENTS AN ACTUAL FIELD SURVEY PERFORMED UNDER MY
DIRECT SUPERVISION IN MAY OF 2019. METHOD OF SURVEY IS BY CLOSED RANDOM
TRaverse AND GPS OBSERVATIONS WITH AN UNADJUSTED CLOSURE EXCEEDING 1 : 13,854 FEET.
MEETS OR EXCEEDS THE STANDARDS FOR BOUNDARY SURVEYS IN THE COMMONWEALTH OF
KENTUCKY AS SET BY GOVERNING AUTHORITIES.

DATE SIGNED: MAY 24, 2019

GARY LEE DUNNING
KENTUCKY REGISTERED LAND SURVEYOR #3290



TITLE: CITY OF FRANKLIN ANNEXATION	
DATE: 05-24-19	
BY: GLD	
CHECKED BY: JLD	
DATE: 05-24-19	
DRAWN BY: GLD	
CHECKED BY: GLD	

DUNNING LAND SURVEYING

1212 NEOSHEO ROAD

FRANKLIN, KENTUCKY 42134

PHONE: (270) 586-6286 • dunn4@bellsouth.net