

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

September 28, 2020

**City Hall
117 West Cedar Street
Franklin, Kentucky
(Pursuant to Senate Bill 150)**

The Franklin, Kentucky City Commission met in Regular Session at 12:00 Noon, Monday, **September 28, 2020**, in the City Hall meeting room located at 117 West Cedar Street, Franklin, Kentucky.

Members attending were as follows:

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

Others present included City Manager Kenton Powell; City Attorney Scott Crabtree; City Personnel Director/Deputy Clerk, Rita Vaughn; City Police Chief, Roger Solomon; City Clerk, Cathy Dillard; Community Development Director Tammie Carey and Cheryl Goodlad of Simpson County Chapter of the Daughters of the American Revolution.

Mayor Dixon called the meeting to order at 12:00 Noon and 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 September 14, 2020, regular meeting of the Franklin City Commission and the minutes of the Public Hearing to set 2020 tax rate.

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

COMMUNITY SERVICES

Community Development Director Tammie Carey introduced Cheryl Goodlad from the Simpson County Chapter of the Daughters of the American Revolution. Goodlad provided an update to the Commission regarding the upcoming Historic Cemetery Walk. The Walk will take place on October 9-10, 2020, with a rain date scheduled for October 17-18. Goodlad

stressed that reservations are required with all social distancing and face covering (masks) required to participate. The cost for the event is \$10.00 per ticket, proceeds will benefit student scholarships and veteran needs in the community.

No action was taken by the Commission regarding this matter.

Community Development Director Tammie Carey asked the Commission to consider if plans should continue for the regular meeting of the City Commission scheduled for Monday, October 26, 2020, to be held on the Courthouse lawn in remembrance of the City's Bicentennial. After discussion, it was mutually agreed that due to the CDC guidelines regarding social gatherings during the COVID-19 pandemic that the regular meeting should be held at City Hall as usual and not on the Courthouse lawn.

No action was taken by the Commission regarding this matter.

Community Development Director Tammie Carey asked the Commission to consider approval of the Engineering Services Agreement for Wildcat Way Safe Crossing Project. The engineering fee for the project is \$17,096.00. Carey stated the City was awarded a grant for the project in the amount of \$96,000.00.

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to approve the agreement with Arnold Consulting & Engineering Services to provide engineering and consulting services for the Wildcat Way Safe Crossing Project and to authorize the Mayor to sign the agreement for services and any and all documents related to the project.

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

GENERAL GOVERNMENT

City Manager Kenton Powell asked the Commission to approve Halloween Trick or Treat hours for Saturday, October 31, 2020, from 4:30 PM until 7:30 PM.

Motion was made by Commissioner Bennett and seconded by Commissioner Stewart to approve Halloween Trick or Treat hours for Saturday, October 31, 2020, from 4:30 PM until 7:30 PM, and encouraged each family to decide individually their decision to participate.

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

City Manager Kenton Powell asked the Commission to consider approving, for one year only, to move unused vacation time over the amount the employee can accrue into personal leave. This option allows more flexibility to utilize unused vacation time. Each employee should acknowledge, in writing to the Personnel Director, the amount of time converted for calendar year 2020.

Motion was made by Commissioner Stewart and seconded by Commissioner Bennett to approve City of Franklin employees who have vacation time in excess of time which can be accrued be converted to personal time for the calendar year 2020 only.

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

City Manager Kenton Powell asked the Commission to consider reappointing Carl Stoner to the Franklin Electric Plant Board of Directors for another four (4) year term to expire on September 30, 2024.

Motion was made by Commissioner Powell and seconded by Commissioner Bennett to authorize reappointing Carl Stoner to the Franklin Electric Plant Board of Directors for a four (4) year term to expire on September 30, 2024.

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

City Attorney Scott Crabtree asked the Commission to approve a Water Easement and Right-of-Way for South Street, LLC for property located on Highway 1008 and 31W North. City staff have reviewed and approved the plans.

Motion was made by Commissioner Bennett and seconded by Commissioner Powell to approve a Water Easement and Right-of-Way for South Street, LLC for property located on Highway 1008 and 31-W North, and further authorized the Mayor to sign the easement.

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

City Attorney Scott Crabtree advised the Commission that on September 17, 2020, the Mayor sent a letter to Charles Dewese Construction, Inc., regarding night time dump truck traffic on West/East Cedar Street. The letter recommended these trucks utilize the Highway 1008 by-pass in the evening and early morning hours. On September 21, 2020, the City Manager received an email from the company's Vice President confirming that they would direct night time dump truck traffic to the Highway 1008 by-pass.

No action was taken by the Commission on this matter.

PUBLIC SAFETY

City Attorney Scott Crabtree asked the Commission to consider approval of amendments to the Franklin Police Department Policies and Procedures Manual. The sections amended are as follows:

- Section 1, Chapter 3 – Department Structure
- Section 1, Chapter 4 – Classification and Delineation of Duties
- Section 1, Chapter 21 – Uniforms and Appearance
- Section 5, Chapter 2 – Multi Year Plan

Motion was made by Commissioner Powell seconded by Commissioner Williams to approve and adopt the amendments to the aforementioned Franklin Police Department Policies and Procedures Manual.

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

Franklin Police Chief Roger Solomon asked the Commission to approve the purchase of a replacement cruiser. This unit will replace the 2019 Dodge Charger which was involved in an accident and deemed a total loss.

Motion was made by Commissioner Stewart and seconded by Commissioner Powell to authorize the purchase of a 2021 Dodge Charger for the Franklin Police Department from Hunt-Ford Chrysler for \$27,288.00 and to approve the uplift package in the amount of \$7,343.19 to L&W Emergency Equipment and further authorized the Mayor to sign any and all documents necessary for this purchase.

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

ORDINANCES

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

Ordinance No. 2020-013 titled: *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 Virtus Precision Tube, LLC 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*

Motion was made by Commissioner Bennett and seconded by Commissioner Williams to adopt Ordinance No. 2020-013 and was approved by the following roll call vote:

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

Ordinance No. 2020-014 titled: *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 Tractor Supply Company 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

Motion was made by Commissioner Powell and seconded by Commissioner Bennett to adopt Ordinance No. 2020-014 and was approved by the following roll call vote:

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

Ordinance No. 2020-015 titled: *An Ordinance Amending Local Zoning Regulations Concerning Properties Less Than 10 Acres outside the City Limits. This Amendment Is To Underscore Intent of KRS 381.770 to Protect, Promote, and Improve the Health, Safety and Welfare of the Citizens Residing Outside the City Limits, But Within Simpson County*

Motion was made by Commissioner Williams and seconded by Commissioner Stewart to adopt Ordinance No. 2020-015 and was approved by the following roll call vote:

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

EXECUTIVE SESSION

At 12:45 PM, motion was made by Commissioner Powell and seconded by Commissioner Stewart to enter into Executive Session for the purpose of:

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

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

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

Entering Executive Session were Mayor Dixon; Commissioners Powell, Bennett, Williams and Stewart; City Manager Kenton Powell; and City Attorney Scott Crabtree and Police Chief Roger Solomon.

Chief Solomon exited Executive Session at 12:55 PM.

At 1:38 PM, motion was made by Commissioner Bennett and seconded by Commissioner Stewart to exit Executive Session and return to open session.

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

OTHER COMMISSION BUSINESS

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to hire John Thompson as an officer for the Franklin Police Department.

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

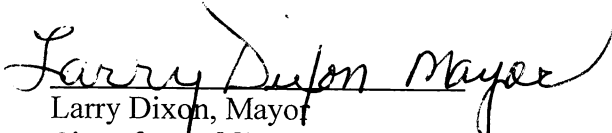
Motion was made by Commissioner Bennett and seconded by Commissioner Williams to accept the resignation of Keith Dinkens from the Water Distribution Department.


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

ADJOURNMENT

At 1:44 PM, motion was made by Commissioner Powell and seconded by Commissioner Stewart to adjourn the regular meeting of the Franklin City Commission.

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


Larry Dixon, Mayor
City of Franklin, Kentucky


Cathy Dillard, City Clerk
City of Franklin, Kentucky