

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

November 9, 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, **November 9, 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 Finance Director, Shaunna Cornwell; Assistant Finance Director, Daniel Reetzke; and J.D. Chaney, Executive Director of the Kentucky League of Cities.

Mayor Dixon called the meeting to order at 12:05 PM, and Wendell Stewart offered the opening prayer.

APPROVAL OF MINUTES

Motion was made by Commissioner Bennett and seconded by Commissioner Stewart to approve the minutes as presented of the October 26, 2020, regular meeting of the Franklin City Commission.

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

RECOGNITIONS

J.D. Chaney, Executive Director of the Kentucky League of Cities, presented the City of Franklin with a Resolution in recognition of the City of Franklin Bicentennial. A copy of this Resolution is attached with these minutes and incorporated herein by reference.

In addition, Mr. Chaney provided the Commission with an overview of KLC's legislative agenda. City Attorney Scott Crabtree and Mayor Dixon serve on KLC's Legislative Board. As Board members, they participate in discussions and help formulate the statewide legislative agenda.

GENERAL GOVERNMENT

City Finance Director Shaunna Cornwell asked the Commission for two sponsors for the proposed budget amendment ordinance. Commissioner Powell and Commissioner Bennett asked to sponsor the ordinance, first reading took place during the ordinance portion of this meeting.

City Manager Kenton Powell announced that Daniel Reetzke had accepted the position of Assistant Finance Director. Powell recommended the addition of the position of Assistant Finance Director become permanent in the organization due to the City's continued growth and to allow continuity of services. In addition to Assistant Finance Director, Reetzke will remain the City's ABC Administrator and Tax Collector.

Powell indicated that Shaunna Cornwell's resignation as Finance Director will become effective on November 13, 2020. Powell stated that Cornwell served the City for seven years as the Finance Director and commended her for her service to the City of Franklin.

Motion was made by Commissioner Powell and seconded by Commissioner Williams to approve the addition of the position of Assistant Finance Director to the City of Franklin organization and to further appoint Daniel Reetzke as the Assistant Finance Director.

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

City Manager Kenton Powell asked the Commission for approval to add Daniel Reetzke as an authorized signor to all City of Franklin bank accounts and further asked for approval to remove Shaunna Cornwell as an authorized signor from all City of Franklin bank accounts held at any and all financial institutions. Powell noted that with the addition of Reetzke the other authorized signors were himself, Mayor Dixon and Tammie Carey.

Motion was made by Commissioner Bennett and seconded by Commissioner Powell to authorize adding Daniel Reetzke as a signor to all City of Franklin bank accounts and further authorized the removal of Shaunna Cornwell as an authorized signor on all City of Franklin bank accounts held with any and all financial institutions.

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

City Manager Kenton Powell provided the Commission with an update and overview of the most recent surplus property sale utilizing the GovDeals online platform. The final bid results totaled \$48,171.99 for our most recent sale.

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 were as follows:

Section 2, Chapter 3	Taser
Section 2, Chapter 4	Less Lethal Impact Munitions
Section 2, Chapter 5	Vehicle Operations
Section 2, Chapter 7	Pursuit Policy
Section 2, Chapter 6	General Patrol
Section 2, Chapter 24	Mutual Aid for Unusual Incidents
Section 2, Chapter 25	Hostage Barricaded Situations
Section 2, Chapter 40	Biased-Based Policing
Section 2, Chapter 42	Duty to Intervene (<i>new policy</i>)
Section 2, Chapter 43	Response to Resistance (<i>new policy</i>)

Motion was made by Commissioner Powell seconded by Commissioner Stewart to approve and adopt the new policies and amendments to the above-referenced Franklin Police Department Policies and Procedures Manual.

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

UTILITIES

City Attorney Scott Crabtree asked the Commission to approve Municipal Order No. 2020-002 to establish payment plans for past due Franklin Municipal Utility accounts and to authorize disconnection procedures pursuant to Kentucky Executive Order 2020-881. The payment plan option allows utility customers with a past due balance to enter into an affordable payment plan and avoid disconnection of water services.

Motion was made by Commissioner Stewart and seconded by Commissioner Bennett and unanimously approved by roll call vote Municipal Order No. 2020-02 as follows:

MUNICIPAL ORDER NO. 2020-002

*A MUNICIPAL ORDER RELATING TO THE
ESTABLISHMENT OF PAYMENT PLANS AND
AUTHORIZING DISCONNECTION PROCEDURES
FOR FRANKLIN MUNICIPAL UTILITIES*

WHEREAS, on October 19, 2020, Governor Andy Beshear issued Kentucky Executive Order 2020-881 with regard to the collection of utility bills for utilities which allows disconnecting services for non-payment of utility bills to resume effective November 6, 2020; and,

WHEREAS, in accordance with Executive Order 2020-881, entities that provide natural gas, water, wastewater, or electric service within the Commonwealth shall, by default for all affected residential customers, create a payment plan for all arrearages accumulated for services rendered on or after May 8, 2020, and before October 25, 2020, to the extent past due balances exist; and,

WHEREAS, the Board of Commissioners of the City of Franklin, in an effort to comply with Executive Order 2020-881, finds that there is a need to adopt a municipal order to establish disconnect procedures and authorize payment plans in compliance with Governor Beshear's Executive Order.

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

1. The Board of Commissioners hereby finds and determines that it is in the best interest of the City of Franklin, Kentucky to adopt the disconnect procedures and payment plans as contained in Exhibit 1 attached hereto and incorporated herein by reference.

2. The City Manager, or his designee, including but not limited to, the Finance Director, Assistant Finance Director or his or her staff shall have the authority to institute and enforce payment plans and order disconnection of services consistent with the plans and procedures contained in Exhibit 1 and incorporated herein by reference.

3. The Mayor of the City of Franklin, Kentucky is hereby authorized and directed to sign any and all documents necessary to effectuate the intent of this municipal order.

This municipal order was adopted by a unanimous vote of the Board of Commissioners of the City of Franklin at a meeting held on November 9, 2020.

Ordered this 9th day of November, 2020.

ORDINANCES

City Attorney Scott Crabtree provided second summary reading of the following ordinance:

Ordinance No. 2020-017 titled: *An Ordinance Amending Local Zoning Regulations Concerning Non-Conforming Lots with Exceptional Circumstances in Franklin, Simpson County, Kentucky.*

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to adopt Ordinance No. 2020-017 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>		

City Attorney Scott Crabtree provided first summary reading of the following ordinance:

Ordinance No. 2020-018 titled: *An Ordinance Amending the Annual Budget for the Fiscal Year Beginning July 1, 2020 and Ending June 30, 2021 by Estimating Revenues and Appropriations*

No action is taken on first reading of an ordinance.

EXECUTIVE SESSION

At 1:04 PM, motion was made by Commissioner Powell and seconded by Commissioner Stewart to enter into Executive Session for the purpose of:

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)}

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.

At 2:15 PM, motion was made by Commissioner Stewart and seconded by Commissioner Powell 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 Bennett and seconded by Commissioner Powell to approve the hiring of Brian Wise to the Franklin Police Department effective November 23, 2020.


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


City Manager Kenton Powell provided information regarding storm water drain and driveway tile work performed in the City. Powell indicated that the City performs this type of work and service to all citizens within the City limits. The City of Franklin provides labor and equipment while the resident provides the actual driveway tile.

ADJOURNMENT

At 2:45 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

RESOLUTION NO. 2020-05

**RESOLUTION OF THE BOARD OF DIRECTORS
KENTUCKY LEAGUE OF CITIES, INC.
October 1, 2020**

WHEREAS, the City of Franklin, Kentucky is celebrating its Bicentennial in the year of 2020 and it is fitting to recognize the City of Franklin on the occasion of this special milestone and to applaud its distinguished history; and,

WHEREAS, we want to honor the hard work of the citizens and volunteers who loved their thriving community and organized a successful campaign which resulted in the City of Franklin being officially incorporated by the Kentucky Legislature on November 20, 1820; and,

WHEREAS, the City of Franklin has proudly marked its 200th Anniversary during the year 2020 by honoring its citizens, volunteers, and elected officials, who strive to preserve and enhance the community of today, and by commemorating said 200th Anniversary with events and celebrations; and,

WHEREAS, we fully believe that the City of Franklin shall continue to thrive and enjoy a future city that appreciates and preserves the beauty of its natural environment, the livability of the community, and its active and involved citizens; and,

WHEREAS, in recognition of the City of Franklin's rich history and enduring contributions, it is indeed an honor to pay tribute to the City upon the occasion of its Bicentennial; and,

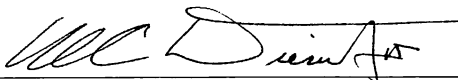
WHEREAS, the City of Franklin, its leaders, officials, and staff of both past and present be commended for their vision, contributions and work;

NOW, THEREFORE, BE IT RESOLVED BY THE KENTUCKY LEAGUE OF CITIES BOARD OF DIRECTORS:

That the cities of Kentucky, by and through the Kentucky League of Cities, join their sister City of Franklin in its celebration of its two hundred years of existence in the year 2020. The bicentennial celebration will include, among other events, a two-hundred-mile relay run beginning at the state capitol in Frankfort, Kentucky and concluding on the courthouse square in Franklin, Kentucky. The two hundred miles symbolize the two hundred years of existence. The passing of the baton symbolizes the passing of leadership and the passing and realization of dreams. The teams that will work together to complete a leg of the relay, symbolize the team work it has taken to build the city. The sweat and weariness of the runners symbolize the long hours and hard work it has taken to move the community forward. The steps of the runners symbolize the hours of meetings by citizens, committees and boards that have worked to make decisions and set policies to make the City of Franklin the place it is today.

BE IT FURTHER RESOLVED, November 20, 2020 be proclaimed in honor of the City of Franklin, Kentucky's 200th Anniversary to be a special day of celebration.

THIS RESOLUTION is approved by a vote by the Kentucky League of Cities Board of Directors in Jeffersontown on this 1st day of October 2020.



Bill Dieruf, KLC President



James D. Chaney, KLC Executive Director/CEO