

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

January 24, 2022

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

The Franklin, Kentucky City Commission met in Regular Session at 12:00 Noon, Monday, **January 24, 2022**, in the City Hall meeting room located at 117 West Cedar Street, Franklin, Kentucky.

Members attending were as follows:

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

Others present included City Manager Kenton Powell; City Attorney Scott Crabtree; City Personnel Director/Deputy Clerk Rita Vaughn; City Finance Director Carol Riggenschach; City Police Chief Roger Solomon; Public Works Director Chris Klotter; City Clerk Cathy Dillard; Jason Richerson; Caleb Williams; Jennifer Knight; Pete Reckard, Scott Waste Services; John Dix, Simpson County Water District; and, Donzella Lee, Franklin-Simpson Human Rights Commission.

Mayor Dixon called the meeting to order at 12:00 Noon, and Commissioner Bennett 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 Franklin City Commission January 10, 2022, Regular Meeting.

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

HEAR THE PUBLIC

Pete Reckard of Scott Waste Services provided the Commission with an update regarding waste pickup. He indicated Scott Waste Services continued to experience delays in waste pickup due to staffing issues caused by Covid-19 and inclement weather. Reckard said they were attempting to alert customers regarding altered schedules and have recently launched a new app called "Waste Connect" to assist with getting information to customers.

RECOGNITIONS

Chief Roger Solomon introduced Jason Richerson to the Commission. Officer Richerson is the newest addition to the Franklin Police Department. Jennifer Knight introduced Caleb Williams to the Commission. Caleb was hired as the Customer Service Representative in the Finance Department. The Commission welcomed both of these new employees.

GENERAL GOVERNMENT

Finance Director Carol Riggenbach discussed the financial performance for the first half of the fiscal year and reviewed actual versus budgeted revenues and expenses. Riggenbach said investment income exceeded year-to-date budget projections by \$48,000.00 and fines and forfeitures was \$38,000.00 over budgeted projections.

Expenditure highlights included personnel service expenditures were 4.8% less than budgeted projects for the first half of the fiscal year; operational costs overall were 16% below budget due to varying factors; and, capital outlay spending is 30% below budget due to long lead times for police fleet replacements.

Riggenbach presented a proposed ordinance amending the current fiscal budget and asked for two sponsors of the ordinance. Commissioner Powell and Commissioner Bennett asked to sponsor the ordinance with first reading taking place during the ordinance portion of the meeting.

City Manager Kenton Powell asked the Commission to consider a possible public meeting regarding economic growth, economic development, and business zone regulations updates. EHI Consultants will meet with F-S Planning & Zoning and City employees on January 27, 2022, to discuss new residential/apartment building activity in current business zones. The consulting firm will gather information and provide guidance for planned growth and development based on criteria for cities of our size.

No action was taken by the Commission regarding this matter.

PUBLIC SAFETY

City Attorney Scott Crabtree asked the Commission to approve updates to the Franklin Police Department Policies and Procedures Section 2, Chapter 20 – K-9 Operations. This updates approves payment for routine maintenance of the canine.

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to approve updates to the Franklin Police Department Policies and Procedures Section 2, Chapter 20 – K-9 Operations.

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

Police Chief Roger Solomon asked the Commission to consider a one year renewal of Officer Monta Cherry's Contract Peace Officer Agreement with the City of Franklin.

Motion was made by Commissioner Stewart and seconded by Commissioner Powell to approve the Contract Peace Officer Agreement between Monta Cherry and the City of Franklin for a term of one year beginning on January 25, 2022, and expiring on January 24, 2023, and further authorized the Mayor to sign the agreement on behalf of the City.

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

UTILITIES

Community Development Director Tammie Carey provided information regarding the Kentucky Community Development Block Grant Utility Assistance funding program. The City was awarded \$200,000.00 in funding to be used to provide assistance to households and customers who have been financially impacted by Covid-19 and are in danger of disconnection of utility services. As of January 19, 2022, approximately \$11,917.86 in assistance has been provided to residents of Franklin by direct payment to utility companies for past due accounts.

No action was taken by the Commission regarding this action.

Finance Director Carol Riggenbach discussed past due accounts for Franklin Municipal Utilities. Current uncollected past due balances are approximately \$211,000.00, down approximately \$125,000.00 from last year. There are currently \$214,000.00 in past due accounts referred for collections by Credit Bureau Systems, Inc. Payment plans, which were implemented last year to assist customers with past due balances due to the pandemic shutdown, are ending but were proven to be effective in collecting past due accounts.

No action was taken by the Commission regarding this action.

Finance Director Carol Riggenbach asked the Commission to approve a contract with Credit Bureau Systems, Inc. for the collection of past due account collection agency fees. In July 2021 the City revised its service contract agreement for new utility customers which allows the collection agency fees to be added to the past due accounts and payable by the utility customer. As a result, an additional contract was required along with amendment of the City's ordinance governing collections of accounts. Commissioner Stewart and Commissioner Powell are sponsors of the proposed ordinance, with first reading taking place during the ordinance portion of the meeting.

Motion was made by Commissioner Powell and seconded by Commissioner Williams to approve the additional contract with Credit Bureau Systems, Inc. and authorized the Mayor to sign any and all documents required for this contract agreement.

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

Public Works Director Chris Klotter asked the Commission to consider approval of the Water Purchase Agreement between the Simpson County Water District and the City of Franklin for the wholesale purchase of water by the Water District from the City. The Franklin Water Plant is designed to treat five (5) million gallons of water per day and is currently pumping 1.53 million gallons of water per day and has maintained this level for the past four years. The agreement would be for the purchase of approximately one million gallons per day when needed by the Simpson County Water District.

Motion was made by Commissioner Bennett and seconded by Commissioner Stewart to approve to enter into a Water Purchase Agreement with Simpson County Water District, subject to approval by ordinance, and further authorized the Mayor to sign the agreement and any other documents necessary for the agreement.

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

ORDINANCES

City Clerk Cathy Dillard held second summary reading of the following ordinance:

Ordinance No. 2022-001 titled: *An Ordinance Rezoning Land Located on the West Side of U.S. Highway 31-W North as follows: Approximately 3.89 Acres From I-1 (Light Industrial) to B-4 (Highway Business) Referenced as Tract I Herein and Rezoning Approximately 23.83 Acres from I-1 (Light Industrial) to R-2 (Single Family and Two Family Residential) Referenced as Tract II Herein and Based Upon a Recommendation by the Planning and Zoning Commission from a Petition Filed by L's Property, LLC*

Motion was made by Commissioner Powell and seconded by Commissioner Williams to adopt Ordinance No. 2022-001 and was unanimously 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 Clerk Cathy Dillard held first summary reading of the following ordinances:

Ordinance No. 2022-002 titled: *An Ordinance Amending the Annual Budget for the Fiscal Year Beginning July 1, 2021 and Ending June 30, 2022 By Estimating Revenues and Appropriations*

Ordinance No. 2022-003 titled: *An Ordinance of the City of Franklin, Kentucky, repealing and Re-Enacting in Amended Text and Substance Certain Portions of a Previous Ordinance Relating to Rates and Charges of the Municipal Water and Sewer System.*

No action was taken on first reading of these ordinances.

EXECUTIVE SESSION

At 12:51 PM, motion was made by Commissioner Bennett and seconded by Commissioner Stewart to enter into Executive Session for the purpose of: (1) Land Acquisition – Deliberations on the future acquisition or sale of real property by a public agency where publicity would be likely to affect the value of a specific piece of property to be acquired for public use or sold by a public agency {KRS 61.810(1)(b)}; (2) Litigation – Discussion of proposed or pending litigation {KRS 61.810(1)(c)}; (3) Business – Discussions between a public agency and a representative of a business entity concerning a specific proposal, where open discussions would jeopardize the siting, retention, expansion, or upgrading of the business {KRS 61.810(1)(g)}; and, (4) 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 members present. Motion carried unanimously.

Entering Executive Session were Mayor Dixon; Commissioners Powell, Bennett, Williams and Stewart; City Manager Kenton Powell; City Attorney Scott Crabtree; Tim Crocker and Kent Kelley. Tim Crocker and Kent Kelley exited Executive Session at 1:36 PM.

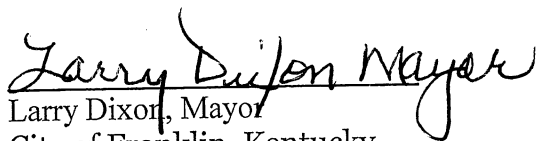
At 2:43 PM, motion was made by Commissioner Bennett and seconded by Commissioner Stewart to exit Executive Session and return to open session.


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

ADJOURNMENT

At 2:44 PM, motion was made by Commissioner Powell and seconded by Commissioner Bennett to adjourn the regular meeting of the Franklin City Commission.

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


Larry Dixon, Mayor
City of Franklin, Kentucky


Cathy Dillard, City Clerk
City of Franklin, Kentucky