

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

**January 8, 2018**

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

The Franklin, Kentucky City Commission met in Regular Session at 12:00 PM, Monday, **January 8, 2018**, in the City Hall meeting room located at 117 West Cedar Street, Franklin, Kentucky.

Members attending were as follows:

Mayor Ronnie Clark	Present
Commissioner Mason Barnes	Present
Commissioner Larry Dixon	Present
Commissioner Jamie Powell	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; F-S Human Rights Commission Director, Donzella Lee; Franklin Favorite/WFKN media representative, Keith Pyles; Dr. James McCaslin, Southcentral Kentucky Community and Technical College; Michael Ranburger, City Wastewater Collections; Pete Reckerd, Scott Waste Services; Robert Matthews, F-S Planning & Zoning; G. William Leach and J.B. Hutchinson, Leach & Cummins; and, Dennis Griffin, F-S Industrial Authority.

Mayor Clark called the meeting to order at 12:00 PM, and Jeff Grimes of Calvary Baptist Church offered an opening prayer.

**APPROVAL OF MINUTES**

Motion was made by Commissioner Barnes and seconded by Commissioner Powell to approve the minutes as presented of the December 11, 2017, regular meeting of the Franklin City Commission. Voting aye: All. Motion carried unanimously.

**COMMUNITY SERVICES**

City Manager Kenton Powell asked the Commission to consider approving an in-kind contribution to the Southcentral Kentucky Community & Technical College to assist in the development of their CDL Training Program. An integral part of the training program will include practice road testing and SKYCTC has asked several local organizations to donate services or products for development of the practice road test facility. Mr. Powell recommended the City donate professional engineering services to this project.

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to approve the City of Franklin to make an in-kind contribution to assist in the development of the CDL Training Program at SKYCTC by contracting with RJ Consulting Engineering to provide professional services to include site topography, site grading and erosion control plans in an amount up to and including \$7,300.00 and further authorize the Mayor sign any and all necessary documents for the engineering services. Voting Aye: All. Motion carried unanimously.

**GENERAL GOVERNMENT**

City Attorney Scott Crabtree presented Resolution No. A-2018 to approve the City to pledge certain City assets to secure a loan for the development of the TMC-NA Taeyang Metal North America, LLC Project. The Commission had previously approved the pledge of this asset at the November 13, 2017, regular meeting but the lender asked the Commission to approve a Resolution which included authorization for the Mayor to execute a Pledge Agreement.

Motion was made by Commissioner Dixon, seconded by Commissioner Barnes and unanimously approved to adopt City of Franklin Resolution No. A-2018 as follows:

**RESOLUTION NO. A - 2018**

**CITY OF FRANKLIN, KENTUCKY  
RESOLUTION TO PROVIDE A PLEDGE OF CERTAIN CITY ASSETS  
TO SECURE A LOAN FOR THE FRANKLIN-SIMPSON  
INDUSTRIAL DEVELOPMENT AUTHORITY  
ON THE TMC-NA TAEYANG METAL NORTH AMERICA, LLC PROJECT**

*WHEREAS, the County of Simpson, Commonwealth of Kentucky (County), in conjunction with the City of Franklin, Commonwealth of Kentucky (City), have formed the Franklin-Simpson Industrial Development Authority (Authority) as a nonprofit local industrial development authority pursuant to the provisions of KRS 154.50-301 to KRS 154.50-346; and*

*WHEREAS, the Authority has approved plans to construct an industrial facility on a thirty (30) acre site (Property) on Garvin Lane in Franklin, Simpson County, Kentucky (Project), which is to be leased to TMC-NA Taeyang Metal North America, LLC (Taeyang), pursuant to the terms of that certain written Lease Agreement with Option to Purchase between the Authority as Lessor, and Taeyang as Lessee, dated October 26, 2017 (Lease), with the Property being more particularly described in the Lease; and*

*WHEREAS, the Authority has sought construction and permanent financing for the Project in the amount of up to \$6,587,500.00 and First Security Bank, Inc. (First Security), a Kentucky corporation (together with any other bank, lender, financial institution, or other entity which may participate in or directly provide or fund part of the financing, including, without limitation, the Tennessee Valley Authority, collectively the "Lender") has expressed an interest in providing the financing in the form of a loan with a term of up to three (3) years (including the construction and permanent phases of the*

loan) and on such other terms and subject to such other conditions as may be acceptable to the Authority and the Lender (Loan), provided among other conditions that the City establish and maintain with Lender and pledge as security for the Authority's payment and performance of the Loan, throughout the entire term of the Loan and until such time as the Loan has been paid in full, a certificate of deposit in an amount equal to \$213,000.00.

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

1. That the City establish and maintain with First Security, and pledge as security for the Authority's payment and performance of the Loan, throughout the entire term of the Loan and until such time as the Loan has been paid in full or until such time as the pledge of security can be released pursuant to the Pledge Agreement or applicable loan documents, a certificate of deposit in an amount equal to \$213,000.00 (Pledge), and the necessary funds for the Pledge are hereby appropriated and allocated for that purpose.

2. That Mayor Ronnie Clark, in his capacity as Mayor of the City, is authorized and directed to take such actions and execute such documents on behalf of the City as the Mayor may, in his sole discretion, deem necessary, appropriate, or advisable in order to establish and maintain the Pledge, or otherwise in connection with the Pledge or the Loan from Lender, including, without limitation, the execution of a pledge agreement and other documents and agreements containing such specific terms as the Mayor deems acceptable in his sole discretion, and the Pledge and any documents the Mayor may execute in connection with the Pledge or the Loan from Lender shall be binding obligations of the City, enforceable against the City in accordance with their respective terms and applicable law.

3. These resolutions address the same Pledge that was approved by the Board of Commissioners while meeting on November 13, 2017 in its regular session, as reflected in the minutes of that meeting, and these resolutions are intended to be supplemental to and in furtherance of said Pledge. Any and all actions heretofore taken and any and all instruments heretofore executed by the Mayor or by any other person in furtherance of the Pledge or any of these resolutions, including, without limitation, the above-referenced approval of the Pledge on November 13, 2017 are hereby ratified and approved.

This resolution was adopted by a unanimous vote of the Board of Commissioners of the City of Franklin at a meeting held on January 8, 2018.

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City Manager Kenton Powell provided the Commission with a 2018 calendar with regular meeting dates marked and asked the Commission to consider cancelling any regular meetings that conflict with holidays and recommendations for upcoming budget work sessions and re-scheduling.

Motion was made by Commissioner Powell and seconded by Commission Dixon and was unanimously approved to change the following Commission meeting dates:

Cancel: Monday, May 28, 2018  
Monday, November 12, 2018  
Monday, November 26, 2018  
Monday, December 24, 2018

Reschedule: Monday, May 21, 2018  
Monday, November 19, 2018

Budget Work Sessions : Monday, May 14, 2018 – time to be determined  
Monday, May 21, 2018 – time to be determined

On Friday, December 15, 2017, employee meetings were held to inform all City employees that beginning July 1, 2018, a non-tobacco user incentive rate option would be offered for health insurance benefits. At this time the rates for non-tobacco users and tobacco users are not available but to take advantage of this option City employees must be informed at least six (6) months prior to offering the proposed option.

Commissioner Barnes asked if this option could possibly offer better health insurance rates for City employees and Mr. Powell indicated lower health insurance rates for non-tobacco users is anticipated. Mayor Clark indicated his desire for City employees to utilize the honor system when indicating their tobacco usage status.

No action was taken on this matter.

**UTILITIES**

Wastewater Collections Superintendent Michael Ranburger presented quotes for the purchase of a camera van for wastewater collections to replace the current equipment which was purchased in the late 1990's. The van is used for video inspection of sewer lines. Three bids were received and the lowest and best responsive, responsible bidder was Cues in the amount of \$132,550.00.

Motion was made by Commissioner Powell and seconded by Commissioner Dixon to purchase a van with camera equipment for Wastewater Collections from Cues in the amount of \$132,550.00 and further authorized the Mayor to sign any and all necessary documents for this purchase. Voting Aye: All. Motion carried unanimously.

**ORDINANCES**

City Clerk Cathy Dillard presented second reading of Ordinance No. 2017-021 entitled: *An Ordinance of the City of Franklin, Kentucky Approving an Interlocal Agreement for the Collection and Distribution of Revenues Generated From an Industrial Project Known as the "Fritz-Winter" Project and Authorizing the Mayor to Sign*

Motion was made by Commissioner Barnes and seconded by Commissioner Stewart to approve Ordinance No. 2017-021. Motion carried unanimously with the following roll call vote.

Roll Call Vote:	Mayor Clark	<u>Aye</u>
	Commissioner Powell	<u>Aye</u>
	Commissioner Dixon	<u>Aye</u>
	Commissioner Barnes	<u>Aye</u>
	Commissioner Stewart	<u>Aye</u>

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City Clerk Cathy Dillard presented second reading of Ordinance No. 2017-022 entitled: *Enacting as an Ordinance, A Code of Ordinances for The City of Franklin - Revising,*

*Amending, Restating, Codifying and Compiling Certain Existing General Ordinances of The City Dealing with Subjects Embraced in the Code*

Motion was made by Commissioner Powell and seconded by Commissioner Stewart to approve Ordinance No. 2017-022. Motion carried unanimously with the following roll call vote.

Roll Call Vote:	Mayor Clark	<u>Aye</u>
	Commissioner Powell	<u>Aye</u>
	Commissioner Dixon	<u>Aye</u>
	Commissioner Barnes	<u>Aye</u>
	Commissioner Stewart	<u>Aye</u>

**EXECUTIVE SESSION**

At 12:25 PM, motion was made by Commissioner Powell and seconded by Commissioner Dixon to enter into Executive Session for the purpose of discussions, or hearings, which might lead to the appointment, discipline, or dismissal of an individual {KRS 61.810(f)}. Voting Aye: All. Motion carried unanimously.

Entering Executive Session were Mayor Clark; Commissioners Powell, Barnes, Dixon and Stewart; City Manager Kenton Powell; City Attorney Scott Crabtree; Robert Matthews and Carter Munday.

Robert Matthews and Carter Munday exited Executive Session at 1:10 PM.

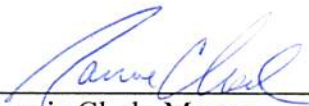
At 1:15 PM, motion was made by Commissioner Dixon and seconded by Commissioner Stewart to exit Executive Session and return to open session. Voting Aye: All. Motion carried unanimously.

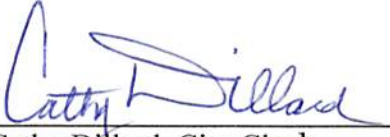
**OTHER COMMISSION BUSINESS**

Commissioner Barnes wished everyone a happy and enjoyable New Year with Commissioners Dixon and Powell echoing the same.

**ADJOURNMENT**

At 1:16 PM, motion was made by Commissioner Powell and seconded by Commissioner Dixon to adjourn the regular meeting of the Franklin City Commission. Voting Aye: All. Motion carried unanimously.

  
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 Ronnie Clark, Mayor  
 City of Franklin, Kentucky

  
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 Cathy Dillard, City Clerk  
 City of Franklin, Kentucky