

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

**February 14, 2022**

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

The Franklin, Kentucky City Commission met in Regular Session at 12:00 Noon, Monday, **February 14, 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 Riggendbach; City Police Chief Roger Solomon; City Clerk Cathy Dillard; Community Development Director Tammie Carey; F-S Chamber of Commerce Executive Director Steve Thurmond; F-S Human Rights Commission Executive Director Rev. Donzella Lee; F-S Planning & Zoning Administrator Carter Munday; Bill Borders and Chris Law of Franklin Electric Plant Board; Sheena Searcy, Kaitlyn Eversole and Emmalee Knight, F-S High School Future Business Leaders of America; Edward Holmes and Ryan Holmes of EHI Consultants; and, Gina Brown and Emma Tillitski of Silicon Ranch Corporation.

Mayor Dixon called the meeting to order at 12:00 Noon, and Commissioner Stewart 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 24, 2022, Regular Meeting; the January 24, 2022 Special Called Meeting and Budget Worksession; and, the January 31, 2022 Special Called Meeting.

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

**RECOGNITIONS**

Mayor Dixon presented a Proclamation from the City of Franklin to the members of the Franklin-Simpson High School Future Business Leaders of America Chapter in recognition of FBLA Week. Accepting the proclamation were Emmalee Knight and Kaitlyn Eversole who were accompanied by Sheena Searcy, Advisor from F-S High School chapter.

**GENERAL GOVERNMENT**

Gina Brown and Emma Tillitski with Silicon Ranch Corporation provided the Commission with a revised plan and location for the proposed solar farm to be located on Highway 100 East. They indicated the company was willing to locate the solar panels 300 feet from the southern right-of-way of Highway 100 and to install a landscape buffer around the solar panels to reduce visibility from the roadway and adjoining properties.

Motion was made by Commissioner Powell and seconded by Commissioner Williams to authorize the Mayor to sign a letter on behalf of the City of Franklin to the F-S Planning & Zoning Board of Adjustments requesting the setback and landscape buffer conditions be included with the conditional use permit as requirements in addition to any other conditions required by the Board of Adjustments.

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

---

City Manager Kenton Powell introduced EHI Consultants, Edward Holmes and Ryan Holmes. City of Franklin representatives met with EHI Consultants on January 27, 2022, regarding economic development and zoning regulations. Powell recommended hiring the firm to provide document analysis services, socio and economic demographic analysis, and community profile survey for the quoted price of \$37,500.00. In addition, EHI Consultants will provide staff and Planning Commission support at the rate of \$85.00 per hour. A comprehensive plan update will be provided at a later date.

Motion was made by Commissioner Bennett and seconded by Commissioner Stewart to approve EHI Consultants to provide contract services to the City of Franklin for document analysis services, socio and economic demographic analysis, and community profile survey for the quoted price of \$37,500.00 and to provide staff and Planning Commission support at the rate of \$85.00 per hour and further authorized the Mayor to sign any and all documents necessary for this contract.

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

---

City Manager Kenton Powell provided the Commission with the final draft of the Subdivision Regulations update that will be presented to Planning & Zoning Commission for approval on February 15, 2022. Upon approval by the Planning & Zoning Commission the City requires adoption by ordinance. Commissioner Powell and Commissioner Williams asked to sponsor

the proposed ordinance to adopt the revised Subdivision Regulations following approval by the Planning & Zoning Commission.

---

City Manager Kenton Powell presented an amendment to the Covid Sick Leave policy for City of Franklin employees. Powell asked that beginning February 15, 2022, that employees who are eligible and have received a Covid vaccine and booster and are absent from work due to Covid be eligible for paid sick leave from the City without using their accumulated sick time and any employees who are eligible for a vaccine and booster and have not received them will be required to utilize their accumulated sick leave if they are absent from work due to Covid. This policy will expire on June 30, 2022, and thereafter, regardless of vaccine status, employees will be required to use accumulated sick leave for work absences that are Covid related.

No action was required by the Commission regarding this matter.

---

Community Development Director Tammie Carey presented the Commission with the frankLINKentucky 5<sup>th</sup> annual newsletter. This publication highlights projects and accomplishments of the previous year. It is scheduled for mailing in early March to all City of Franklin water and sewer customers. No Commission action was taken on this matter.

---

Utility Billing Supervisor Jennifer Knight asked the Commission to authorize the Mayor to sign the Membership Application for electric service with WRECC for the Windsor Park Lift Station.

Motion was made by Commissioner Bennett and seconded by Commissioner Stewart to authorize the Mayor to sign the Membership Application with WRECC, and any other documents necessary, to establish electric service for the Windsor Park lift station.

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

---

Finance Director Carol Riegenbach presented a revised 2<sup>nd</sup> Budget Amendment Ordinance and supporting financial documents for the Commission to review. Commissioner Powell and Commissioner Stewart asked to sponsor the revised budget amendment ordinance with first reading taking place during the ordinance portion of the meeting.

---

City Attorney Scott Crabtree asked the Commission to sponsor a proposed ordinance approving the rezoning of property located on Highway 100 East which was recently annexed into the City limits. Commissioner Powell and Commissioner Williams asked to sponsor the ordinance with first reading taking place during the ordinance portion of the meeting.

City Attorney Scott Crabtree asked the Commission to sponsor a proposed ordinance approving the Water Purchase Contract with the Simpson County Water District. Commissioner Bennett and Commissioner Stewart asked to sponsor the ordinance with first reading taking place during the ordinance portion of the meeting.

City Attorney Scott Crabtree asked the Commission to sponsor a proposed ordinance approving the natural gas franchise agreement with Atmos Energy Corporation. Commissioner Powell and Commissioner Williams asked to sponsor the ordinance with first reading taking place during the ordinance portion of the meeting.

**PUBLIC SAFETY**

City Attorney Scott Crabtree asked the Commission to approve amended and new Policies and Procedures for the Franklin Police Department.

Motion was made by Commissioner Powell and seconded by Commissioner Bennett to approve the following Franklin Police Department Policies and Procedures:

1. Sec. 1, Ch. 16 - Discipline
2. Sec. 1, Ch. 23.1 - Home Fleet Policy
3. Sec. 1, Ch. 24 - Firearms Training
4. Sec. 1, Ch. 25 - Firearms - Care, Usage, and Maintenance
5. Sec. 1, Ch. 27 - Hiring Process
6. Sec. 2, Ch. 2 - Use of Force
7. Sec. 2, Ch. 7 - Pursuit Policy
8. Sec. 2, Ch. 18 - Domestic Violence
9. Sec. 2, Ch. 29 - Mobile Data Computer Terminals
10. Sec. 2, Ch. 42 - Duty to Intervene
11. Sec. 3, Ch. 11 - Asset Forfeiture

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. 2022-003 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.*

Motion was made by Commissioner Powell and seconded by Commissioner Williams to adopt Ordinance No. 2022-003 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. 2022-004 titled: *An Ordinance Rezoning Approximately 47.87 Acres As Follows: Approximately 8.757 Acres From Ag (Agriculture) To B-4 (Highway Business District); Approximately 16.033 Acres From Ag (Agriculture) To R-2 (Single Family Or Two Family Residential District Including Townhouses); And Approximately 23.080 Acres From Ag (Agriculture) To R-1S (Single Family Residential District) All Located On The South Side Of Ky. Hwy. 100 Adjacent To The Sanders East Industrial Park By Louise Summers, James Erven Summers And John Howard Summers, As Co-Trustees Of The L.L. Summers Testamentary Trust, And Gary Lain Summers As Trustee For The Gary Lain Summers Revocable Trust*

Ordinance No. 2022-005 titled: *An Ordinance of the City Of Franklin, Kentucky Approving a Water Purchase Contract with the Simpson County Water District and Authorizing the Mayor to Sign*

Ordinance No. 2022-006 titled: *Ordinance Confirming Sale and Awarding Natural Gas Franchise to Atmos Energy Corporation for a Term of Twenty (20) Years for the Construction, Operation and Maintenance of a Natural Gas Distribution System Along and Under Public Right-of-Way Within the City of Franklin, Kentucky, in Return For Which the Franchisees Shall Pay the City an Annual Sum Equal to One Percent (1%) of the Gross Revenues Derived from the Franchise Awarded Herein*

No action was taken on first reading of these ordinances.

### **EXECUTIVE SESSION**

At 1:20 PM, motion was made by Commissioner Williams and seconded by Commissioner Bennett to enter into Executive Session for the purpose of: (1) Litigation – Discussion of proposed or pending litigation {KRS 61.810(1)(c)}; (2) 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, (3) 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.

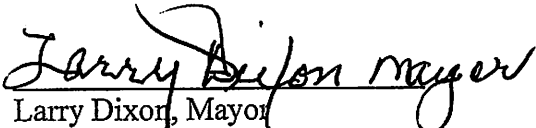
Entering Executive Session were Mayor Dixon; Commissioners Powell, Bennett, Williams and Stewart; City Manager Kenton Powell; and City Attorney Scott Crabtree and Carol Riggerbach. Kenton Powell exited Executive Session at 2:55 PM and returned at 3:11 PM.

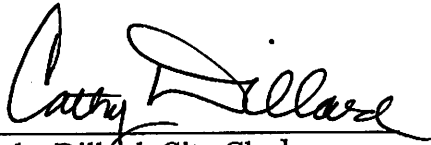
At 3:16 PM, motion was made by Commissioner Powell and seconded by Commissioner Bennett to exit Executive Session and return to open session.  
Voting Aye by Roll Call: All members present. Motion carried unanimously.

**ADJOURNMENT**

At 3:21 PM, motion was made by Commissioner Powell and seconded by Commissioner Williams 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