

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

February 28, 2022

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

The Franklin, Kentucky City Commission met in Regular Session at 12:00 Noon, Monday, **February 28, 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 Finance Director Carol Rigenbach; Lt. Kelly Mayfield, Franklin Police Department; Public Works Director Chris Klotter; City Clerk, Cathy Dillard; Tammie Carey, Community Development Director; Kenny Massey, Water Distribution Supervisor; Carter Munday, F-S Planning & Zoning Administrator; John Helton and Debbie Helton; Don Bonner, Lisa Whitney and Doug Bower from Atmos Energy; Amanda East; and, Rev. Daniel Van Beek, Pastor of Franklin Presbyterian Church.

Mayor Dixon called the meeting to order at 12:00 Noon, and Rev. Daniel Van Beek offered the opening prayer.

HEAR THE PUBLIC

Rev. Daniel A. Van Beek, Pastor the Franklin Presbyterian Church addressed the Commission regarding services provided by Room in the Inn during the months of January and February. This year Room in the Inn partnered with Live the Proof to provide additional services to the homeless citizens in our community. Room in the Inn provides overnight lodging and two meals while Live the Proof provides daytime services that include assistance with re-entry into the workforce, assistance with obtaining necessary documents and job seeking skills. Room in the Inn is fully funded by donations from the community.

APPROVAL OF MINUTES

Motion was made by Commissioner Powell and seconded by Commissioner Williams to approve the minutes as presented of the Franklin City Commission February 14, 2022, Regular Meeting.

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

COMMUNITY SERVICES

Lt. Kelly Mayfield, Franklin Police Department presented the Commission with schematic drawings of the outdoor portion of the proposed police station which will be located on West Madison Street. The outdoor portion included a proposed pavilion, playground, and basketball courts. It is designed for community involvement and activities.

GENERAL GOVERNMENT

City Manager Kenton Powell confirmed the date for the next City/County joint meeting with Simpson Fiscal Court. The next regular meeting is scheduled for Tuesday, March 1, 2022. The meeting will be held in the Simpson Fiscal Court meeting room located on the second floor of the Historic Courthouse. It was noted that this meeting will be a special called meeting due to change in venue.

No action was taken by the Commission regarding this matter.

City Manager Kenton Powell asked the Commission to consider approval to contract with SPURR Architecture for professional design services to replace the roof on the City Hall building located on West Cedar Street. The design service will provide analysis of the project, design, budget, construction specifications, bidding and negotiations and inspections during construction of the roof.

Motion was made by Commissioner Stewart and seconded by Commissioner Powell to approve a professional design services contract with SPURR Architecture, LLC, in the amount of \$18,150.00, for design and bid specification services for the City Hall roof project and authorize the Mayor to sign any and all documents for this project.

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

Public Works Director Chris Klotter asked the Commission to adopt Resolution No. A-2022 verifying the City of Franklin street and/or road inventory to the Kentucky Transportation Cabinet Roadway Centerline Maintenance Program.

Motion was made by Commissioner Bennett and seconded by Commissioner Williams and was unanimously adopted by roll call vote the following Resolution:

RESOLUTION NO. A-2022

**RESOLUTION CONFIRMING
CITY OF FRANKLIN, KY ROADS/STREETS FOR
KENTUCKY TRANSPORTATION CABINET
ROADWAY CENTERLINE MAINTENANCE PROGRAM**

WHEREAS, the Board of Commissioners of the City of Franklin has reviewed and agrees that the following roads as described in Appendix A attached hereto and incorporated herein by reference are part of the City of Franklin road and/or street system;

WHEREAS, the Board of Commissioners of the City of Franklin further acknowledges and agrees that the roads described in Appendix B attached hereto and incorporated herein by reference, are not part of the City of Franklin road and/or street system; and,

WHEREAS, the Board of Commissioners of the City of Franklin maintains the roads and/or streets described in Appendix A attached hereto.

NOW THEREFORE, be it resolved that City of Franklin, acting by and through its Board of Commissioners hereby approves and acknowledge the listed roads/street described in Appendix A are part of the City of Franklin road/street system and that those listed on Appendix B are not part of the City road/street system.

ADOPTED AND APPROVED this the 28th day of February, 2022, by a unanimous vote of the Board of City Commissioners.

Finance Director Carol Riggenbach provided the Commission with a review of the proposed payment schedule for the emergency communication system. The contract with Motorola included 50% of the payment in the form of a five-year lease which included approximately \$82,000.00 in finance charges. Motorola has agreed to eliminate these finance charges if the County and City pay the balance of the lease by April 4, 2022. The City will fund these payments with the Coronavirus State and Local Fiscal Recovery Funds (formerly known as ARPA) received in July 2021.

No action was taken by the Commission regarding this matter as budget amendments are planned to allocate funds for this project. The Interlocal Agreement with the County of Simpson requires approval by ordinance.

City Attorney Scott Crabtree provided the Commission with minutes of the February 15, 2022, F-S Planning & Zoning Commission regular meeting approving the updated subdivision regulations along with the City’s proposed ordinance to adopt the updated regulations. First reading of the ordinance took place during the ordinance portion of the meeting.

UTILITIES

Water Distribution Superintendent Kenny Massey asked the Commission to consider approval of a professional services agreement with Water Management Services, LLC for engineering of the Highway 31-W North and Brevard Street water main replacement project.

Motion was made by Commissioner Powell and seconded by Commissioner Williams to approve a professional services agreement with Water Management Services, LLC in the amount of \$6,000.00 and authorize the Mayor to sign any and all documents related to this project.

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

ORDINANCES

City Clerk Cathy Dillard held second 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*

Motion was made by Commissioner Bennett and seconded by Commissioner Stewart to adopt Ordinance No. 2022-002 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>		

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*

Motion was made by Commissioner Powell and seconded by Commissioner Williams to adopt Ordinance No. 2022-004 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>		

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*

Motion was made by Commissioner Bennett and seconded by Commissioner Stewart to adopt Ordinance No. 2022-005 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>		

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*

Motion was made by Commissioner Williams and seconded by Commissioner Powell to adopt Ordinance No. 2022-006 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 ordinance:

Ordinance No. 2022-007 titled: *An Ordinance Adopting New and Amended Subdivision Regulations for the City of Franklin, Kentucky*

No action was taken on first reading of the ordinance.

EXECUTIVE SESSION

At 12:48 PM, motion was made by Commissioner Stewart and seconded by Commissioner Williams 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)}; and, (2) Litigation – Discussion of proposed or pending litigation {KRS 61.810(1)(c)}.

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 and City Finance Director Carol Riggerbach.

At 1:17 PM, motion was made by Commissioner Bennett and seconded by Commissioner Powell to exit Executive Session and return to open session.

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

OTHER COMMISSION BUSINESS

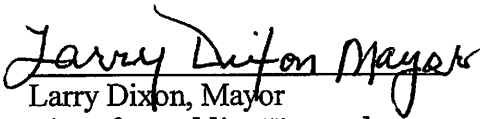
Motion was made by Commissioner Powell and seconded by Commissioner Williams to approve a donation in the amount of \$2,500.00 to the African American Heritage Center to assist with funding for the John J. Johnson exhibit to be held at the Brooks-Wright Center.

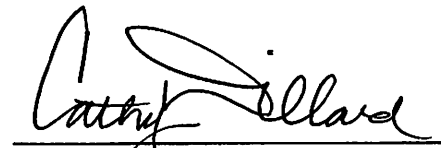
Voting Aye by Roll Call: All members present. Motion carried unanimously.

ADJOURNMENT

At 1:26 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