

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

**May 24, 2021**

**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, **May 24, 2021**, in the City Hall meeting room located at 117 West Cedar Street, Franklin, Kentucky.

Members attending were as follows:

Mayor Larry Dixon	Absent
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 Riggensbach; City Assistant Finance Director, Daniel Reetzke; City Police Chief, Roger Solomon; Public Works Director Chris Klotter; City Clerk, Cathy Dillard; Jerry Farmer and Johnnie Skipworth from Franklin Water Treatment; Amy Ellis, Kim Roberts and Sam Crocker representing the Summer Vibes Music Festival; and, Donzella Lee and Kelly Bush representing the Juneteenth Celebration of Freedom.

Mayor Dixon called the meeting to order at 12:00 Noon, and Commissioner Williams offered the opening prayer.

**APPROVAL OF MINUTES**

Motion was made by Commissioner Bennett and seconded by Commissioner Stewart to approve the minutes as presented the May 10, 2021, special called meeting and the May 11, 2021, special called joint City/County meeting.

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

## **RECOGNITIONS**

Jerry Farmer and Johnnie Skipworth from the Franklin Water Treatment Plant were recognized by the Commission for two awards received by the plant for water treatment quality. These awards for optimization are voluntary programs and are representative of the consistently high standards of the Water Treatment Plant staff.

## **COMMUNITY SERVICES**

F-S Renaissance Executive Director Kim Roberts, Simpson County Tourism Director Amy Ellis and Summer Vibes Music Festival Committee member Sam Crocker asked the Commission to consider a street closing request for the upcoming Summer Vibes Music Festival on August 28, 2021.

Motion was made by Commissioner Stewart and seconded by Commissioner Williams to close College Street between Cedar Street and West Washington Street from Main Street to North High Street beginning at 4:00 PM on Friday August 27, 2021, until 12:00 midnight on Saturday, August 28, 2021, pending approval by downtown business owners, for the Summer Vibes Music Festival on August 28, 2021.

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

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Franklin-Simpson Human Rights Commission, Squeeze the Day and Historic Harristown District asked the Commission to consider a street closing request for a community event to be held on Saturday, June 19, 2021, from 10:00 am to 8:00 pm. They have requested to close John J. Johnson Street between Walker Street and Sunset Circle and Roosevelt Street from John J. Johnson Street to Brevard Street from 8:00 am until 11:00 pm for the Juneteenth Celebration of Freedom. As part of this event, they requested the Commission approve shooting fireworks.

Motion was made by Commissioner Bennett and seconded by Commissioner Williams to authorize closing John J. Johnson Street between Walker Street and Sunset Circle and Roosevelt Street from John J. Johnson Street to Brevard Street from 8:00 am until 11:00 pm for the Juneteenth Celebration of Freedom and further approved the fireworks display on this date contingent upon Fire Chief Goodrum's approval.

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

## **GENERAL GOVERNMENT**

City Manager Kenton Powell addressed the Commission regarding the fiscal year 2021-22 Municipal Aid Cooperative Agreement between the City of Franklin and the Commonwealth of Kentucky Transportation Cabinet, Department of Rural and Municipal Aid, which will provide \$170,769.73 to aid the City in the construction, reconstruction, and maintenance of certain roads and bridges for Fiscal Year 2021-2022. This agreement, along with the following

resolution, must be approved annually to continue participation in the Municipal Road Aid Cooperative Program.

**RESOLUTION NO. E - 2021**

**CITY OF FRANKLIN, KENTUCKY  
RESOLUTION ADOPTING AND APPROVING THE EXECUTION  
OF A MUNICIPAL AID CO-OP PROGRAM CONTRACT BETWEEN  
THE CITY OF FRANKLIN AND THE COMMONWEALTH OF KENTUCKY,  
TRANSPORTATION CABINET, DEPARTMENT OF RURAL AND MUNICIPAL AID  
FOR THE FISCAL YEAR BEGINNING JULY 1, 2021, AS PROVIDED IN  
THE KENTUCKY REVISED STATUTES, AND ACCEPTING ALL STREETS  
REFERRED TO THEREIN AS BEING STREETS WHICH ARE A PART  
OF THE CITY OF FRANKLIN**

*WHEREAS, the Board of Commissioners of the City of Franklin, Kentucky has determined that it is in the best interest of the citizens of Franklin, Kentucky to accept the invitation from the Department of Rural and Municipal Aid to participate in a cooperative program to aid the City in the construction, reconstruction, and maintenance of certain roads and bridges using its share of the Municipal Road Aid Funds apportioned to it by the Department of Rural and Municipal Aid; and,*

*WHEREAS, it has been determined that the City must enter into a Municipal Road Aid Cooperative Program Agreement in order to participate in this program.*

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

- 1. The Board of Commissioners of the City of Franklin, Kentucky does hereby accept all streets referred to in said contract as being city streets which are a part of the City of Franklin; and*
- 2. The Board of Commissioners of the City of Franklin does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in said contract and does hereby accept said contract and by such acceptance agrees to all the terms and conditions therein stated; and*
- 3. The Chief Executive Officer (Mayor) of the City of Franklin is hereby authorized and directed to sign said contract as set forth on behalf of the Board of Commissioners of the City of Franklin, and the City Clerk of Franklin, Kentucky is hereby authorized and directed to certify thereto.*
- 4. This resolution was adopted by a unanimous vote of the Board of Commissioners of the City of Franklin at a meeting held on March 9, 2020.*

The required public hearing regarding the use of these funds was held on May 24, 2021, at 11:45 AM.

Motion was made by Commissioner Bennett seconded by Commissioner Stewart to approve the Municipal Road Aid Cooperative Program Agreement for Fiscal year 2021-2022 and to adopt Resolution No. E-2021, and authorize the Mayor to sign any documents necessary to effectuate this motion.

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

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City Attorney Scott Crabtree asked the Commission for two sponsors for a proposed ordinance rezoning 7.6 acres by BSIG, LLC located on West Madison Street from multiple zones to R-4 (multiple family/high density residential district.) Commissioner Stewart and Commissioner Powell asked to sponsor the proposed ordinance with first reading taking place during the ordinance portion of this meeting.

Utility Billing Supervisor Jennifer Knight reminded the Commission that, in accordance with section 5.3B of the "Franchise Agreement" dated August 20, 2019, between the City of Franklin and Scott Waste Services LLC, the base prices for sanitation services in effect as of June 30, 2021, would increase by 2.53% effective July 1, 2021. There were no increases in the previous fiscal year. The new residential rate including recycling will be \$16.46 (up from \$16.31) per month. This increase is pursuant the Consumer Price Index for Urban Wage Earners and Clerical Workers, expenditure category "Garbage and Trash Collection," published by the U.S Department of Labor.

No action was taken by the Commission regarding this matter.

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Public Works Director Chris Klotter asked the Commission to consider approval of the proposed Cemetery Privatization Agreement between the City of Franklin and Delk Services. This agreement proposes a two percent (2%) increase from Delk Services' previous contract. Delk Services has maintained the Greenlawn Cemetery for the past 24 years.

Motion was made by Commissioner Bennett and seconded by Commissioner Stewart to approve the renewal of the contract with Delk Services for the maintenance and operation of the City of Franklin Municipal Cemetery for a term of three years at a cost of \$188,700.00 per year and further authorized the Mayor to sign any documents necessary for this agreement.

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

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Public Works Director Chris Klotter asked the Commission to approve an invitation for bids for street resurfacing for Fiscal Year 2021/2022. This proposed invitation would include specific requirements for resurfacing in the City limits of Franklin. Commission approval is required for the award of this bid.

Motion was made by Commissioner Stewart and seconded by Commissioner Williams to approve an invitation to bid for City street resurfacing for Fiscal Year 2021/2022.

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

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Personnel Director Rita Vaughn asked the Commission to approve renewal of the employee health, vision and dental insurance and renewal of HRS/FSA services with McGregor & Associates.

Motion was made by Commissioner Stewart and seconded by Commissioner Bennett to approve renewal of the employee health and voluntary vision insurance with Anthem; the employee dental insurance with Delta Dental for fiscal year 2021/2022; to continue services with McGregor and Associates for HRS/FSA benefits; and, to authorize the Mayor to sign any and all documents necessary for these renewals.

Voting Aye by Roll Call: All members present. Motion carried unanimously. Assistant Finance Director Daniel Reetzke asked the Commission to consider approval of the City’s property and casualty insurance coverage renewal with Higgins Insurance agency. The property and casualty coverage and drone coverage is with Tokio Marine and cyber insurance is with BCS Insurance Company.

Motion was made by Commissioner Bennett and seconded by Commissioner Williams to authorize approval of the City’s property and casualty insurance coverage and drone coverage is with Tokio Marine and cyber insurance is with BCS Insurance Company and further authorized the Mayor to sign any documents necessary for this renewal.

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

**ORDINANCES**

City Clerk Cathy Dillard presented first and/or second summary reading of the following ordinances:

Ordinance No. 2021-009 titled: *Ordinance Approving an Interlocal Agreement with the City of Franklin, Kentucky; Simpson County, Kentucky; Logan County, Kentucky; and the City of Russellville, Kentucky Relating to the Creation of the South Central Kentucky Drug Task Force and Authorizing the Mayor to Sign*

Motion was made by Commissioner Stewart and seconded by Commissioner Williams to adopt Ordinance No. 2021-009 and was approved by the following roll call vote:

Mayor Dixon	<u>Absent</u>	Commissioner Bennett	<u>Yes</u>
Commissioner Powell	<u>Yes</u>	Commissioner Stewart	<u>Yes</u>
Commissioner Williams	<u>Yes</u>		

Ordinance No. 2021-011 titled: *An Ordinance Rezoning Approximately 7.6 Acres Located on West Madison Street from Multiple Zones to R-4 (Multiple Family/High Density Residential District) by BSIG, LLC*

**EXECUTIVE SESSION**

At 12:48 PM, motion was made by Commissioner Stewart and seconded by Commissioner Bennett 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 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, Dennis Griffin.

Tim Crocker and Dennis Griffin exited Executive Session at 1:18 PM

At 2:01 PM, motion was made by Commissioner Bennett and seconded by Commissioner Williams to exit Executive Session and return to open session.

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

### **OTHER COMMISSION BUSINESS**

Motion was made by Commissioner Stewart and seconded by Commissioner Bennett to approve an additional \$19,200.00 to the bid and work for Charles Deweese Construction for additional line work for the Franklin Avenue sewer improvement project and authorize the Mayor to sign any required documents.

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

### **CITY MANAGERS REPORT**

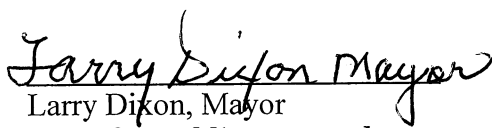
City Manager Kenton Powell asked the Commission to consider alternative recognition options in lieu of payment for retiring employees who had accumulated significant sick time hours during their years of service to the City. It was determined that payout of accumulated sick time at retirement was not fiscally feasible.


No action was taken by the Commission regarding this matter.

### **ADJOURNMENT**

At 2:18 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 Vote: All members present. Motion carried unanimously.

  
Larry Dixon, Mayor  
City of Franklin, Kentucky

  
Cathy Dillard, City Clerk  
City of Franklin, Kentucky