

**FRANKLIN COUNTY FISCAL COURT
VIDEO TELECONFERENCE
OCTOBER 11, 2023 9:00 A.M.
REGULAR MEETING**

Work Session:

- Public Comments
- Wanda Joyce Robinson Foundation
- Judges Report

Franklin County Fiscal Court met on Wednesday, October 11, 2023. The meeting was streamed live by Frankfort Plant Board, cable channel 10, Franklin County Fiscal Court's Official Facebook page, www.facebook.com/fcfcky, and Franklin County Fiscal Court's Official YouTube channel, www.tinyurl.com/fcfcky. The meeting was made available for video teleconference (VTC) participation with the primary location and public observation area in the Fiscal Court Conference Room located at 321 West Main Street.

The meeting was called to order at 11:32 a.m. with Judge Michael Mueller presiding. The following members of the Fiscal Court were present: Squire Sherry Sebastian, Squire J.W. Blackburn, Squire Kelly Dycus, Squire Scotty Tracy, Squire Richard Tanner, and Squire Eric Whisman. County Attorney Max Comley was in attendance.

Following roll call, motion by Squire Sebastian, seconded by Squire Whisman, for authorization for approval minutes from the regular meeting of September 28, 2023. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Tracy, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Whisman, seconded by Squire Blackburn, for authorization to surplus vehicles for trade-in purposes and/or GovDeals auction, Sheriff. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Tracy, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Dycus, seconded by Squire Blackburn, for authorization to approve Resolution # 34-2023, authorizing the budget modification of the Wanda J. Robinson Foundation for Years 1, 2, and 3. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Tracy, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Whisman, seconded by Squire Tracy, for authorization to approve Resolution #35-2023, authorizing the filing of an application with The Kentucky Energy and Environment Cabinet, Division of Waste Management, for 2024 Litter Abatement Grant Funding. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Tracy, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Whisman, seconded by Squire Tanner, for authorization to approve Resolution #36-2023, adopting and approving the execution of a Memorandum of Agreement between Franklin County Fiscal Court and the Commonwealth of Kentucky, Transportation Cabinet, Department of Highways, for in the amount up to \$169,750 for the Lebanon Road Project. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Tracy, Tanner, Whisman and Judge Mueller. Motion passed.

Motion by Judge Mueller, seconded by Squire Whisman, for Second Reading and approval of an Ordinance amending The Table of Special Ordinances, Section 1 Zoning Map Changes of The Franklin County Code of Ordinances for a 27.04-acre portion of property (Tract #1) from Rural Residential District (RR) to Rural Low Density Multifamily District (RL) and a 1.73 acre portion of property (Tract 2) from Rural Residential District (RR) to Limited Commercial District (CL) and a 1.48 acre portion of property (Tract 3) from Rural Residential District (RR) to Limited Commercial District (CL). The property is identified as PVA Map #095-00-00-002.00, Located at 1550 Leestown Road (US421). Voting in favor of the motion was Judge Mueller. Voting in opposition of the motion were Squire Sebastian, Squire Dycus and Squire Whisman. Squire Blackburn, Squire Tracy, and Squire Tanner abstained. Motion failed.

First reading of an Ordinance amending The Table of Special Ordinances, Section 1 Zoning Map Changes of The Franklin County Code of Ordinances for a 4.995-acre tract from General Industrial District (IG) to General Commercial District (CG) the property is identified as PVA Map #087-00-00-032.08, located at the intersection of Duncan Road (KY 1681) and Hoover Boulevard.

First reading of an Ordinance amending The Table of Special Ordinances, Section 1 Zoning Map Changes of The Franklin County Code of Ordinances for a 5.518-acre tract from Planned Commercial District (PC) to Rural High Density Multifamily District (RH). The property is all of lots 5,6, and 7, as shown on plat cabinet H, slide 127 in the office of the Franklin County Clerk and further identified as PVA Map #086-00-00-028.13, #086-00-00-028.00 and #086-00-00-028.11 located at the intersection of Shepherd Way and Copperleaf Boulevard.

First reading of an Ordinance amending The Table of Special Ordinances, Section 1 Zoning Map Changes of The Franklin County Code of Ordinances for a 25.45-acre tract from Rural Residential "B" District (RB) to Rural High Density Multifamily District (RH). The property is located at 827 Cardwell Lane and further identified as PVA Map #036-00-00-012.00.

Motion by Squire Tanner, seconded by Squire Blackburn, authorization to declare the property identified as 67 Buena Vista for surplus and list the property for sale. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Tracy, Tanner, and Judge Mueller. Voting in opposition of the motion were Squire Whisman. Motion passed.

Motion by Squire Blackburn, seconded by Squire Tracy, authorization to issue a Request for Proposals (RFP) for the sale and development 67 Buena Vista Drive. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Tracy, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Sebastian, seconded by Squire Whisman, for Second Reading and approval of Amendment #1 to Ordinance #7-2023 Relating to Budget for Fiscal Year 2023-2024. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Tracy, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Sebastian, seconded by Squire Whisman, for authorization to approve Budget Transfers for Fiscal year 2023-2024. Voting in favor of the motion were Squires Sebastian, Blackburn, Tracy, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Sebastian, seconded by Squire Whisman, for authorization to receive Treasurer's Report. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Tracy, Tanner, Whisman, and Judge Mueller. Motion passed.

No motion was offered to deny a claim and bills were ordered to be paid.

First reading of an Ordinance amending Chapter 31 (Officials and Organizations), Section .01 (Firefighter Qualifications) of The Franklin County Code of Ordinances by amending the Hiring and Fitness Requirements for Firefighters

Motion by Squire Sebastian, seconded by Squire Blackburn, for authorization to go into closed session, per KRS 61.810 (1), Discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Tracy, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Blackburn, seconded by Squire Sebastian, for authorization to return to open session. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Tracy, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Blackburn, seconded by Squire Whisman, for authorization to hire James Lacy as a firefighter. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Tracy, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Sebastian, seconded by Squire Whisman, for authorization to amend the agenda. Voting in favor of the motion were Squires Sebastian, Dycus, Tracy, Tanner, Whisman, and Judge Mueller. Squire Blackburn abstained. Motion passed.

Motion by Squire Sebastian, seconded by Whisman, for authorization to amend the agenda under other business for a Resolution to Denying the rezoning of property of a 27.04-acre portion of the property (Tract #1) from Rural Residential District (RR) to Rural Low Density Multifamily District (RL), a 1.73 acre portion of property (TRACT 2) from Rural Residential District (RR) to Limited Commercial District (CL) and a 1.48 acre portion of property (Tract 3) from Rural Residential District (RR) to Limited Commercial District (CL). The property is identified as PVA Map #095-00-00-002.00, located at 1550 Leestown Road (US 421). Voting in favor of the motion were Squires Sebastian, Dycus, Tanner, Whisman, and Judge Mueller. Squire Blackburn and Squire Tracy were absent. Motion passed.

Authorization to Establish Findings of Fact pursuant to KRS 100.213 related to a Zoning Map Changes of the Franklin County Code of Ordinances for a 27.04-acre portion of property (Tract #1) from Rural Residential District (RR) to Rural Low Density Multifamily District (RL) and a 1.73 acre portion of property (Tract 2) from Rural Residential District (RR) to Limited Commercial District (CL) and a 1.48 acre portion of property (Tract 3) from Rural Residential District (RR) to Limited Commercial District (CL). The property is identified as PVA Map #095-00-00-002.00, Located at 1550 Leestown Road (US421) were submitted and voted as follows:

- Finding of Fact #1 Established

Motion by Squire Whisman, seconded by Squire Sebastian, for authorization to establish Findings of Fact submitted by Squire Whisman, Rural residential zoning is an appropriate zone district for the subject property for the future land use designation and that the proposed rural low density multi family district and limited commercial are inappropriate for the proposed three properties. Voting in favor of the motion were Squire Sebastian, Dycus, and

Whisman. Voting in opposition of the motion were Squire Tanner and Judge Mueller. Squire Blackburn and Squire Tracy were absent.

Motion by Whisman, seconded by Squire Dycus, for authorization to approve a Resolution #37-2023, denying the rezoning of property of a 27.04-acre portion of the property (Tract #1) from Rural Residential District (RR) to Rural Low Density Multifamily District (RL), a 1.73 acre portion of property (TRACT 2) from Rural Residential District (RR) to Limited Commercial District (CL) and a 1.48 acre portion of property (Tract 3) from Rural Residential District (RR) to Limited Commercial District (CL). The property is identified as PVA Map #095-00-00-002.00, located at 1550 Leestown Road (US 421). Voting in favor of the motion were Squire Sebastian, Dycus, and Whisman. Voting in opposition of the motion were Squire Tanner and Judge Mueller. Squire Blackburn and Tracy were absent.

Motion by Squire Sebastian, seconded by Squire Whisman for authorization to adjourn. Voting in favor of the motion were Squires Sebastian, Dycus, Tanner, Whisman, and Judge Mueller. Squire Blackburn and Squire Tracy were absent. Motion passed. (Meeting adjourned at 1:09 p.m.)



Michael Mueller
County Judge/Executive



Kim Cox
Fiscal Court Clerk