

**FRANKLIN COUNTY FISCAL COURT
VIDEO TELECONFERENCE
DECEMBER 11, 2024 5:00 P.M.
REGULAR MEETING**

Work Session:

- Public Comments
- Road Department Update
- Judges Report

Franklin County Fiscal Court met on Wednesday, December 11, 2024. 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 7:30 p.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 Mike Harrod, Squire Richard Tanner, and Squire Eric Whisman. County Attorney Max Comley was in attendance.

Following roll call, a motion by Squire Sebastian, seconded by Squire Harrod, for authorization for approval of amended minutes from the public hearing of November 21, 2024. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Harrod, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Harrod, seconded by Squire Sebastian, for authorization for approval of amended minutes from the regular meeting of November 26, 2024. Voting in favor of the motion were Squire Sebastian, Blackburn, Dycus, Harrod, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Harrod, seconded by Squire Whisman, for authorization to advertise for sealed bids for Horizontal Firequard Thermally Insulated above ground fuel storage tanks. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Harrod, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Harrod, seconded by Squire Blackburn, for authorization to award a bid to 911 Fleet & Fire Equipment, the lowest bidder, for Fire Department SCBA equipment up to \$184,400.00. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Harrod, Tanner, Whisman, and Judge Mueller. Motion passed.

First Reading was given on ordinance no. entitled an ordinance repealing Ordinance No. 11-2022 and Establishing an Updated Detailed Pronouncement of The Comprehensive Procedures for the collection, disbursement and enforcement of a Transient Room Tax.

First Reading was given on an ordinance amending an ordinance effectuating the withdrawal of Franklin County from The Frankfort-Franklin County Tourist and Convention Commission and The Establishment of a Separate and Independent County Tourist and Convention Commission to be known as The Franklin County Sports Tourism Commission.

First Reading was given on an ordinance amending The Table of Special Ordinances, Section 1 Zoning Map Changes of The Franklin County Code of Ordinances for a 27.02-acres of property located at 6761 US 127 North, 6765 US 127 North, and 6759 US 127 North, from Rural Residential (RR) to Agricultural District (AG). The property is identified as PVA Map Numbers 071-00-00-038.00, 071-00-00-038.02, and 071-00-00-038.04.

Authorization to Establish Findings of Fact pursuant to KRS 100.213 related to a request by Cardwell 827, LLC for approval of Zoning Map Changes of The Franklin County Code of Ordinances for an 25.45-acre tract located at 827 Cardwell Lane from Rural Residential "B" (RB) to Rural Low Density Multifamily (RL) District. The property is described as PVA Map 036-00-00-012.00. were submitted and voted as follows:

- Finding of Fact #1 Failed
Motion by Squire Whisman, seconded by Squire Dycus, for authorization to establish Finding of Fact submitted by Squire Whisman. The current zoning of the subject property is appropriate because the newly adopted comprehensive plan maintains the zoning as Rural Residential District (RB). Voting in favor of the motion were Squires Dycus and Whisman. Voting in opposition were Squires Sebastian, Blackburn, Harrod, Tanner, and Judge Mueller. Motion failed, 2-5
- Finding of Fact #2 Failed
Motion by Squire Whisman, seconded by Squire Dycus, for authorization to establish Finding of Fact submitted by Squire Whisman. The subject parcel's current zoning identified in the newly adopted Franklin County Comprehensive Plan affords for development of the parcel or residential development within the existing (RB) Rural Residential District Zoning. Voting in favor of the motion were Squires Dycus and Whisman. Voting in opposition were Squires Sebastian, Blackburn, Harrod, Tanner, and Judge Mueller. Motion failed, 2-5
- Finding of Fact #3 Failed
Motion by Squire Whisman, seconded by Squire Dycus, for authorization to establish Finding of Fact submitted by Squire Whisman. Per the most recent 2024-2030 Kentucky Highway plan, the Department of Transportation has no current plans to improve Cardwell Lane between US 60 and the I64 overpass. Voting in favor of the motion were Squires Dycus, Whisman, and Judge Mueller. Voting in opposition were Squires Sebastian, Blackburn, Harrod, and Tanner. Motion failed, 4-3
- Finding of Fact #4 Failed
Motion by Squire Whisman, no second, for authorization to establish Finding of Fact submitted by Squire Whisman. There is not currently adequate sewer to meet the demand proposed by the owner/developer's request for Rural Low Density Multifamily District (RL) zoning. Motion failed.
- Finding of Fact #5 Established
Motion by Squire Blackburn, seconded by Squire Harrod, for authorization to establish Finding of Fact submitted by Squire Blackburn. The Comprehensive Plan, Future Land Use Plan, designates the property for Suburban Residential. Voting in favor of the motion were Squires Sebastian, Blackburn, Harrod, Tanner,

and Judge Mueller. Voting in opposition were Squires Dycus and Whisman. Motion passed, 5-2

- Finding of Fact #6 Established
Motion by Squire Harrod, seconded by Squire Blackburn, for authorization to establish Finding of Fact submitted by Squire Harrod. The Rural Low Density Residential (RL) zone district is an appropriate zone district for the Suburban Residential land use designation. Voting in favor of the motion were Squire Sebastian, Blackburn, Dycus, Harrod, Tanner, and Judge Mueller. Voting in opposition were Squire Whisman. Motion passed, 6-1

Motion by Squire Harrod, seconded by Squire Dycus, for second reading and approval of Ordinance #11-2024 amending The Table of Special Ordinances, Section 1 Zoning Map Changes of The Franklin County Code of Ordinances for a 25.45-acre tract located at 827 Cardwell Lane from Rural Residential "B" (RB) to Rural Low Density Multifamily (RL) District. The property is described as PVA Map 036-00-00-012.00. Voting in favor of the motion were Squires Sebastian, Blackburn, Harrod, Tanner, and Judge Mueller. Voting in opposition were Squires Dycus and Whisman. Motion passed.

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

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

Motion by Squire Sebastian, seconded by Squire Dycus, for authorization to go into closed session, per KRS 61-810 (1), (F) 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, Harrod, Tanner, Whisman, and Judge Mueller. Motion passed.

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

Motion by Squire Harrod, seconded by Squire Tanner, for authorization to approve the appointment of Gregg Wells as a Light Equipment Operator/Driver. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Harrod, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Harrod, seconded by Squire Dycus, for authorization to approve the appointment of Robert Conaway as a Light Equipment Operator/Driver. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Harrod, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Tanner, seconded by Squire Harrod, for authorization to approve the board appointment of Kazi Javed to the Franklin County Extension District Board, with a term ending December 31, 2027. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Harrod, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Whisman, seconded by Squire Harrod, for authorization to approve the board appointment of Elizabeth Kennedy to the Franklin County Extension District Board, with a term ending December 31, 2028. Voting in favor of the motion were Squires Sebastian, Blackburn, Dycus, Harrod, Tanner, Whisman, and Judge Mueller. Motion passed.

Motion by Squire Harrod, seconded by Squire Tanner, for authorization to adjourn. Voting in favor of the motion were Squires Sebastian, Blackburn, Harrod, Tanner, and Judge Mueller. Motion passed. (Meeting adjourned at 7:41 p.m.)

Michael Mueller
County Judge/Executive

Kim Cox
Fiscal Court Clerk