

COMMONWEALTH OF KENTUCKY
FRANKLIN COUNTY FISCAL COURT
ORDINANCE NO. 2024 - 13

**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**

WHEREAS, Kentucky Revised Statutes, Section 91A.350(2) allows local governing bodies of counties containing a city of the home rule class to establish, by action separate from that of the home rule class city, a tourist and convention commission for the purpose of promoting and developing convention and tourist activities and facilities; and

WHEREAS, the aforesaid statutory section, along with the analysis and interpretation of the same in Ky. Op. Atty. Gen. 15-007, allow a governmental body presently included in a joint city-county tourist and convention commission to withdraw from such joint commission and establish its own separate and independent commission for the purposes set forth in Kentucky Revised Statutes, Chapter 91A; and

WHEREAS, it has been considered and agreed upon by the directly affected parties and entities that it is in the best interest of the same, as well as in furtherance of important public purposes served by the advancement of tourism, convention attraction and recreation – specifically including recreational organized sports attractions – that Franklin County withdraw from the presently organized Frankfort - Franklin County Tourist and Convention Commission and establish a separate and independent County – operated tourist and convention commission as authorized by the forgoing authority.

NOW THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF THE COUNTY OF FRANKLIN, COMMONWEALTH OF KENTUCKY, AS FOLLOWS:

Section 1. Withdrawal From Frankfort – Franklin County Tourist and Convention Commission.

Pursuant to Kentucky Revised Statutes, Section 91A.350(2) and Ky. Op. Atty. Gen. 15-007, Franklin County, Kentucky, shall withdraw from the Frankfort – Franklin County Tourist and Convention Commission. Said withdrawal shall be effective on the date set forth in Section 7 below.

Section 2. Establishment of Franklin County Tourist and Convention Commission.

Pursuant to KRS 91A.350(2) and KRS 91A.360, the Franklin County Fiscal Court hereby establishes a Franklin County Tourists and Convention Commission for the purpose of promoting and developing convention and tourists activities and facilities. Said commission shall be known as the Franklin County Sports Tourism Commission. Pursuant to KRS 91A.360, the Franklin County Sports Tourism Commission shall be composed of seven (7) members to be appointed in accordance with the Franklin County Administrative Code and in a manner consistent with KRS 91A.360. Commissioners shall be appointed as follows:

- A. Consistent with KRS 91A.360(1)(a), three (3) commissioners shall be appointed to represent the local hotel and motel industry.
- B. Consistent with KRS 91A.360(1)(b), one (1) commissioner shall be appointed to represent the local restaurant business community.
- C. Consistent with KRS 91A.360(1)(c), one (1) commissioner shall be appointed to represent the local general commerce businesses.
- D. Two (2) additional commissioners shall be appointed by the County Judge Executive with the approval of the Franklin County Fiscal Court in a manner consistent with the Franklin County Administrative Code.
- E. The seven (7) person commission shall elect from its membership a chairman and a treasurer and may employ personnel and make contracts necessary to carry out the purpose of KRS 91A.350 to 91A.390.
- F. Pursuant to KRS 91A.390(1)(a), the Franklin County Fiscal Court shall annually approve a proposed budget submitted by the Franklin County Sports Tourism Commission. The Franklin County Sports Tourism Commission shall submit a proposed annual budget to the Franklin County Treasurer on or before March 1st of each year to be approved or rejected by the Franklin County Fiscal Court during its budget preparation analysis for the subsequent fiscal year.

Section 3. Activities of the Franklin County Sports Tourism Commission.

The Franklin County Sports Tourism Commission is authorized to undertake any activity permitted by statute; however the primary focus of the commission shall be upon sports-related tourism.

Section 4. Severability.

If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected.

Section 5. Compliance With Open Meetings Laws.

The Franklin County Fiscal Court hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of said legislative body and that all deliberations of the Fiscal court, if any, which resulted in formal action, were in meetings open to the public, in full compliance with applicable legal requirements.

Section 6. Conflicts.

All ordinances, resolutions, orders or parts thereof in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed and the provisions of this Ordinance shall prevail and be given effect.

Section 7. Effective Date.


This Ordinance shall take effect immediately upon its passage and publication according to law.

INTRODUCED AND GIVEN FIRST READING IN SUMMARY at a duly convened meeting of the Fiscal Court of Franklin County, Kentucky, held on the 11th day of December, 2024.

GIVEN SECOND READING AND APPROVED at a duly convened meeting of the Fiscal Court of Franklin County, Kentucky, held on the 19 day of December, 2024 and of record in Fiscal Court Order Book 35, Page 351.

FRANKLIN COUNTY FISCAL COURT

BY: _____


Michael Mueller
Franklin County Judge Executive

ATTEST:



Kim Cox
Fiscal Court Clerk

It is hereby Ordered that Pursuant to KRS Chapter 67, the reading of Ordinance No. 2024 - 13 shall be conducted in summary format as follows:

FRANKLIN COUNTY KENTUCKY
FRANKLIN COUNTY FISCAL COURT
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Summary: The action effectuated in the present Ordinance is authorized by Kentucky Revised Statutes, Chapter 91A and Ky. Op. Atty. Gen. 15-007. The present Ordinance enables Franklin County to withdraw from the Frankfort - Franklin County Tourist and Convention Commission and to establish a separate and independent county tourist and convention commission to be known as the Franklin County Sports Tourism Commission. The Franklin County Sports Tourism Commission shall be authorized to conduct any activity permitted by statute; however the primary focus of the commission shall be upon sports-related tourism. The operation and activities of the Franklin County Sports Tourism Commission shall be funded by revenues generated by the Franklin County transient room tax.

Certification: It is hereby certified by the Franklin County Fiscal Court that the present summary represents an accurate official statement of the main points of and contents of Ordinance No. 2024- 13.

Public Inspection: Ordinance No. 2024 - 13 shall be available for public inspection in its whole and complete form in the Franklin County Judge Executive's Office during ordinary business hours.