

ORDINANCE # 110.3

**AN ORDINANCE BETWEEN THE CITY OF FRANKLIN, KENTUCKY,
COUNTY OF SIMPSON, KENTUCKY AND THE FRANKLIN-SIMPSON INDUSTRIAL
AUTHORITY APPROVING AN INTERLOCAL AGREEMENT FOR FUNDING OF
ECONOMIC AND/OR INDUSTRIAL DEVELOPMENT AND AUTHORIZING THE
COUNTY JUDGE EXECUTIVE TO SIGN**

WHEREAS, the City of Franklin, County of Simpson and the Franklin-Simpson Industrial Authority have reached an agreement with regard to the funding of an economic and/or industrial development project for property to be obtained, a structure to be constructed, and the property and structure to be leased and used by a local industrial expansion, with the powers and duties as set forth in an interlocal agreement entitled "Interlocal Agreement Regarding Industrial Development," a copy of which is attached hereto and incorporated herein by reference; and,

WHEREAS, the City of Franklin and County of Simpson require the passage of an Ordinance approving said interlocal agreement and authorizing the Mayor for the City of Franklin and the County Judge Executive for the County of Simpson to execute said interlocal agreement; and,

WHEREAS, it is in the best interest of the citizens of the City of Franklin and County of Simpson that the City and County adopt this Ordinance.

NOW, THEREFORE, be it ordained by the City of Franklin, Kentucky, acting by and through its City Commission, and the County of Simpson, acting by and through the Simpson Fiscal Court, as follows:

1. The City Commission of the City of Franklin, Kentucky and the Simpson Fiscal Court for the County of Simpson hereby approve the terms and conditions of the Interlocal Agreement Regarding Industrial Development between the County of Simpson, the City of Franklin, and the Franklin-Simpson Industrial Authority, a copy of which is attached hereto and incorporated herein by reference.
2. The Mayor of the City of Franklin, Herbert S. Williams, and the County Judge Executive for the County, Jim Henderson, are hereby authorized to execute any and all documents necessary and appropriate to effectuate the intent of this Ordinance and the Interlocal Agreement including, but not limited to the Interlocal Agreement.
3. If any section, subsection, sentence, clause, or phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions.

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

March 4, 2010 FIRST READING

April 6, 2010 SECOND READING

At a meeting of the Fiscal Court of the County of Simpson, Commonwealth of Kentucky held April 6, 2010, on motion made by Honorable Marty Chandler, and seconded by Honorable Larry Randolph, the foregoing ordinance was adopted, after full discussion, by the following vote:

<u>Yes</u>	KELLY BANTON
<u>Yes</u>	MARTY CHANDLER
<u>Yes</u>	CHARLES McCUTCHEN
<u>Yes</u>	LARRY RANDOLPH
<u>Yes</u>	JIM HENDERSON

APPROVED:

BY:


JIM HENDERSON, COUNTY JUDGE EXECUTIVE
COUNTY OF SIMPSON, COMMONWEALTH OF KENTUCKY

Attest:



Pam Rohrs, Fiscal Court Clerk
County of Simpson, Commonwealth of Kentucky