

FRANKLIN CITY COUNCIL
FEBRUARY 5, 2018

Members of the Franklin City Council met in regular session on Monday, February 5, 2018, 6:00 p.m. at the Franklin City Building, Mayor Todd Hall presiding.

Roll Call showed:

Denny Centers	present
Paul Ruppert	present
Brent Centers	present
Todd Hall	present
Michael Aldridge	present
Debbie Fouts	present
Matt Wilcher	present

There was one member of the press (Middletown Journal) and 2 visitors at tonight's meeting. Also present: Mr. Barry Conway, City Engineer; Mr. Steve Inman, Public Works Director; Mr. Jonathan Westendorf, Fire Chief; Mr. Russ Whitman, Police Chief; Mr. Ross Coulton, Assistant Safety Director; Mrs. Lynnette Dinkler, Law Director; Mr. Sonny Lewis, City Manager and Mrs. Jane McGee, Clerk of Council.

The Pledge of Allegiance was led by Mr. Ed Richter.

Mr. Aldridge made the motion to approve the Clerk's Journal and accept the tapes as the Official Minutes of the January 3, 2018 regular meeting; seconded by Mrs. Fouts. The vote:

Mr. Ruppert	abstain
Mr. B. Centers	yes
Mayor Hall	yes
Mr. Aldridge	yes
Mrs. Fouts	yes
Mr. Wilcher	yes
Mr. D. Centers	yes

Motion passed.

RECEPTION OF VISITORS

There were no visitor remarks at tonight's meeting.

RESOLUTION 2018-07 APPOINTING COUNCIL MEMBERS AND MEMBERS-AT-LARGE TO CERTAIN DULY AUTHORIZED BOARDS AND COMMISSIONS OF THE CITY OF FRANKLIN, OHIO AND TO OTHER REGIONAL BOARDS & COMMISSIONS

Mr. Lewis stated we're recommending the following appointments:

City of Franklin Planning Commission - one (1) year term, January 1, 2018 to December 31, 2018
(Council member):

Paul Ruppert

Volunteer Firefighters' Dependents Fund Board - one (1) year term, January 1, 2018, to December 31, 2018 (Council members):

Matt Wilcher Michael Aldridge

Volunteer Peace Officers' Dependents Fund Board - one year term, January 1, 2018 to December 31, 2018 (Council members)

Matt Wilcher Michael Aldridge

City of Franklin Parks and Recreation Commission - four (4) year term, January 1, 2018, to December 31, 2021 and one appointed to fulfill the remainder of Mr. Matt Wilcher's term, said term ending December 31, 2019:

Rodney Roberts
Tracy Stivers, remainder of Mr. Wilcher's term, expiring December 31, 2019

Board of Zoning, Building & Housing Appeals - four (4) year term, January 1, 2018 to December 31, 2021:

Darrell Hunt

Civil Service Commission - six (6) year term, January 1, 2018 to December 31, 2023 and one appointed to fulfill the remainder of a term expiring December 31, 2021 (Mr. Edwards resigned):

Myra Haney
Dave McDaniel, vacant term expiring December 31, 2021

Mr. Wilcher made the motion to adopt Resolution 2018-07; seconded by Mr. Ruppert. The vote:

Mr. B. Centers yes
Mayor Hall yes
Mr. Aldridge yes
Mrs. Fouts yes
Mr. Wilcher yes
Mr. D. Centers yes
Mr. Ruppert yes

Motion passed.

RESOLUTION 2018-08 AUTHORIZING PARTICIPATION IN THE ODOT COOPERATIVE PURCHASING PROGRAM

Mr. Inman stated that this differs from the Ohio Department of Administration Services purchasing program that we purchase from. This is with ODOT (Ohio Department of Transportation) and has to be renewed every two years. This replaces Resolution 2016-14 which expires March 6, 2018. There is no cost to participate and they offer more options on heavy equipment.

Mr. D. Centers made the motion to adopt Resolution 2018-8; seconded by Mr. Aldridge. The vote:

Mayor Hall yes
Mr. Aldridge yes
Mrs. Fouts yes
Mr. Wilcher yes

Mr. D. Centers yes
Mr. Ruppert yes
Mr. B. Centers yes

Motion passed.

RESOLUTION 2018-09 DECLARING THE NECESSITY OF CONSTRUCTING OR
REPAIRING SIDEWALKS, CURBS OR GUTTERS FOR THE SIDEWALK REPAIR PROGRAM
PHASE 3

Mr. Conway stated that this is the first step in Phase 3 of the Sidewalk Repair Program. Phase 3 is between Second Street & Fourth Street, Riley Boulevard to the Interstate. Letters will be sent to the affected owners with a copy of this Resolution with an estimate of quantity to replace and/or repairs to be done. They will have until May 31, 2018 to make the repairs. If they don't do the work, the City will go out to bid and complete the work.

Mayor Hall asked why Clearbrook Drive isn't included. Mr. Conway stated it will be in Phase 4. Mr. Aldridge asked about East Lawn and West Lawn. Mr. Conway stated these streets are not in the City.

Mr. Wilcher asked if we will be using the same contractor. Mr. Conway stated that this has to go out to bid.

Mayor Hall stated that he thinks the program is working out well – good thing to do. Mr. Conway stated that after this phase, we will have only one phase left to do. Mr. Lewis added then when we do a street resurfacing project, we'll include any sidewalk repair/replacement that needs to be done.

Mr. Ruppert made the motion to adopt Resolution 2018-09; seconded by Mr. Aldridge. The vote:

Mr. Aldridge yes
Mrs. Fouts yes
Mr. Wilcher yes
Mr. D. Centers yes
Mr. Ruppert yes
Mr. B. Centers yes
Mayor Hall yes

Motion passed.

CITY MANAGER'S REPORT

Mr. Lewis stated that the electric aggregation process is going well. The RFP's are back and we have selected two of them for further information. The costs are good and we could be paying the lowest rate in the area and the program.

Civil Service Commission will be testing for a firefighter and a utility person.

Mr. Ruppert stated since we are going to be part of the aggregation program, will the solicitors (for utilities) still be in town? Mr. Lewis stated that we should see a decrease. If a resident is on another program, they can opt-in for the lower electric cost.

COUNCIL COMMENTS

Mr. Wilcher stated thanks for coming out tonight; welcome back Mr. Ruppert and he looks forward to the work session.

Mr. Lewis stated to let him know when you want pictures done. Mayor Hall asked about the first meeting in March – Council agreed with the date. Mr. Lewis stated the pictures will be scheduled before the March 5th meeting.

Mr. D. Centers stated he's glad to see Mr. Ruppert back and that he was at the recent Finance Council Committee meeting. Also, he's looking forward to the work session.

Mrs. Fouts wished the Public Works Department good luck with the pending bad weather. Also, glad to have Mr. Ruppert back.

Mr. Ruppert stated he's glad to be back, tried to keep up with what was going on and that he watched the last meeting on the internet. Also, thanks to the Street Department, been on top of it this winter, have received lots of good comments and thanks to all of you.

Mr. Aldridge thanked everyone for coming tonight.

Mr. B. Centers stated he's glad Mr. Ruppert is back. The work session is February 24th, 9 a.m., at the Fire Department and he will be going over the agenda with Mr. Lewis. Also, have received lots of good comments on the end of year video and it's also had a lot of views.

Mayor Hall welcomed back Mr. Ruppert. Asked about the salt supply – Mr. Inman stated it's good. The City crews have all worked hard – Public Works, Fire Department and Police Department. It's been all positive reviews on the information we are sharing on social media and Facebook; appreciate the work that all the departments do and thanks. Mayor Hall stated that a comment was made about having to file taxes early, wouldn't open until sometime in February and would also need a pin number. Mr. Lewis stated that he read about a new ruling that went into effect before the first of the year about paying property taxes early. Mrs. Dinkler stated they may be referring to pre-paying property taxes as there's now a cap of \$10,000 on property tax. Mayor Hall stated he doesn't know if they were referring to property tax or local income tax. Mrs. Dinkler added they may be referring to the HB 49 issue. The City is not under the mandatory changes from HB 49 as we're part of the litigation and there is a stay on HB 49 until the end of February. We are monitoring to see how the Court rules and will make any changes if necessary. Mrs. Dinkler added one of the issues with HB 49 is with the mandatory filing of local taxes with the State. The State wants an administrative fee for processing our tax filings.

**EXECUTIVE SESSION COUNCIL WILL ENTER EXECUTIVE SESSION FOR THE
PURPOSE OF DISCUSSING RATIFICATION OF COLLECTIVE BARGAINING AGREEMENTS
WITH ACTION TO BE TAKEN AFTERWARDS AND TO DISCUSS PENDING LITIGATION RE
NYNY LLC**

Mr. B. Centers made the motion to enter into executive session to discuss ratification of collective bargaining agreements with action to be taken afterwards and to discuss pending litigation re NYNY LLC; seconded by Mrs. Fouts. The vote:

Mrs. Fouts	yes
Mr. Wilcher	yes
Mr. D. Centers	yes
Mr. Ruppert	yes
Mr. B. Centers	yes
Mayor Hall	yes
Mr. Aldridge	yes

Motion passed.

Mayor Hall and members of Council entered into executive session at 6:35 p.m.

Mr. B. Centers made the motion to reconvene the meeting; seconded by Mr. Wilcher. The vote:

Mr. Wilcher yes
Mr. D. Centers yes
Mr. Ruppert yes
Mr. B. Centers yes
Mayor Hall yes
Mr. Aldridge yes
Mrs. Fouts yes

Motion passed.

Mayor Hall reconvened the meeting at 7:33 p.m. and added the following legislation to the agenda.

REOSLUTION 2018-11 APPROVING THE AGREEMENT WITH THE FRANKLIN LAW ENFORCEMENT ASSOCIATION AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE COLLECTIVE BARGAINING CONTRACT

Mr. Ruppert made the motion to approve Resolution 2018-11; seconded by Mr. D. Centers. The vote:

Mr. D. Centers yes
Mr. Ruppert yes
Mr. B. Centers yes
Mayor Hall yes
Mr. Aldridge yes
Mrs. Fouts yes
Mr. Wilcher yes

Motion passed.

RESOLUTION 2018-12 APPROVING THE AGREEMENT WITH THE TEAMSTERS LOCAL UNION NO. 100, SERVICE DEPARTMENT, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE COLLECTIVE BARGAINING CONTRACT

Mr. Wilcher made the motion to adopt Resolution 2018-12; seconded by Mr. Aldridge. The vote:

Mr. Ruppert yes
Mr. B. Centers yes
Mayor Hall yes
Mr. Aldridge yes
Mrs. Fouts yes
Mr. Wilcher yes
Mr. D. Centers yes

Motion passed.

RESOLUTION 2018-13 APPROVING THE AGREEMENT WITH THE TEAMSTER'S LOCAL UNION NO. 100, CLERICAL UNIT, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE COLLECTIVE BARGAINING CONTRACT

Mr. Aldridge made the motion to adopt Resolution 2018-13; seconded by Mr. Wilcher. The vote:

Mr. B. Centers yes
Mayor Hall yes
Mr. Aldridge yes
Mrs. Fouts yes

Mr. Wilcher yes
Mr. D. Centers yes
Mr. Ruppert yes

Motion passed.

Mr. Aldridge made the motion to adjourn; seconded by Mr. Ruppert. The vote:

Mayor Hall yes
Mr. Aldridge yes
Mrs. Fouts yes
Mr. Wilcher yes
Mr. D. Centers yes
Mr. Ruppert yes
Mr. B. Centers yes

Motion passed.

Mayor Hall adjourned the meeting at 7:35 p.m.

Todd Hall, Mayor

Myra Haney, Acting Clerk of Council