

FRANKLIN CITY COUNCIL  
MARCH 19, 2018

Members of the Franklin City Council met in regular session on Monday, March 19, 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	absent – arrived 6:13 p.m.
Debby Fouts	present
Matt Wilcher	present

There was one member of the press and one visitor at tonight's meeting. Also present: Mr. Jonathan Westendorf, Fire Chief; Mr. Russ Whitman, Police Chief; Mr. Barry Conway, City Engineer; Mr. Steve Inman, Public Works Director; Mr. Ross Coulton, Assistant Safety Director; Mrs. Karen Ervin, Finance 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. Inman.

Mr. Ruppert made the motion to approve the Clerk's Journal and accept the tapes as the Official Minutes of the March 5, 2018 regular meeting; seconded by Mr. Wilcher. The vote:

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

Motion passed.

#### RECEPTION OF VISITORS

There were no visitor remarks tonight.

#### PRESENTATIONS

A. Warren County Sheriff Larry Sims

Sheriff Sims is unable to attend tonight due to a family issue.

B. Major Steve Arrasmith – Warren County Drug Task Force

Major Arrasmith passed out the 2017 Annual Report for the Warren County Drug Task Force (attached) and thanked Council and the Police Department for their support.

Major Arrasmith briefly outlined the structure of the Board; funding; criminal investigations; prescription drug take-back program and education & prevention. Heroin & fentanyl continue to be a problem;

methamphetamine, cocaine, & prescription drugs are also in the area. In 2017, we had 506 criminal cases, 180 felony arrests; 171 search warrants, 5 meth labs and the seizure of 71 firearms. We have a staff of 21 law enforcement and support personnel provided by the Warren County Sheriff's Office, Warren County Prosecutor's Office, Springboro Police Department, Lebanon Police Department, Franklin Police Department, Wilmington Police Department, Monroe Police Department, Federal Bureau of Investigation (FBI), Ohio Bureau of Criminal Investigation (BCI), Ohio State Highway Patrol (OSP), and the Ohio National Guard, Counterdrug Unit. Funding sources include the Ohio HIDTA program, the Justice Assistance Grant, the Drug Law Enforcement Grant as well as annual contributions from the Warren County Commissions along with contributions from area communities.

Major Arrasmith continued that it's been a busy year, lots going on that is impacting the County and thanked the City for the continue support.

There was some discussion with Major Arrasmith on preventive measures, education and fentanyl & carfentanil are more popular now that heroin.

Mr. Aldridge arrived at 6:13 p.m.

**PUBLIC HEARING    ORDINANCE 2018-01 AMENDING SECTION 1701.03, APPENDIX A, OF THE CODIFIED ORDINANCES OF THE CITY OF FRANKLIN, OHIO, TITLED "RATE AND FEE SCHEDULE" BY ADDING SEWER RENTAL RATES & SURCHARGES**

Mr. Conway stated Ordinance 2017-26 was passed November 20, 2017 approving to include suspended solid surcharge and chemical oxygen demand charge in the COLA, Cost of Living Adjustment. This ordinance adds that language to the COLA and it also includes how water and sewer usage is billed now, monthly, not quarterly.

Mayor Hall opened the Public Hearing. There being no comments, he closed the Public Hearing.

Mr. Aldridge made the motion to adopt Ordinance 2018-01; 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.

**PUBLIC HEARING    ORDINANCE 2018-02    AMENDING SECTION 1113.05(D) OF THE CITY OF FRANKLIN UNIFIED DEVELOPMENT ORDINANCE**

Mayor Hall opened the Public Hearing.

Mr. Conway stated that this changes Section 1113.05(d) (1) B Accessory Structures & Uses, General Provisions. The word 'required' is being deleted from the code as to the setback in the front yard or court for accessory structures and will read as follows – "No accessory structure shall be erected in any front yard or court".

Mayor Hall stated that this has been to Planning Commission and approved by them.

Mayor Hall closed the Public Hearing.

There were no comments.

Mr. Wilcher made the motion to adopt Ordinance 2018-02; seconded by Mr. B. Centers. 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.

EMERGENCY ORDINANCE 2018-04    ENACTING SECTION 150.07 OF THE CODIFIED  
ORDINANCES OF THE CITY OF FRANKLIN, OHIO, TITLED “FIRE & EMS REPLACEMENT  
FUND”

Mrs. Ervin stated that this creates a new fund, Fire & EMS Replacement Fund. This will allow for monies to be set aside for purchases for the Fire & EMS Division.

Mr. Aldridge stated that this was discussed at the Finance Council Committee and we were in agreement.

Mr. D. Centers made the motion to adopt Ordinance 2018-04; 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.

EMERGENCY   ORDINANCE 2018-03            PROVIDING APPROPRIATIONS FOR CURRENT  
EXPENSES AND OTHER EXPENDITURES FOR THE CITY OF FRANKLIN, OHIO, FOR THE  
FISCAL YEAR ENDING DECEMBER 31, 2018 (2018 ANNUAL APPROPRIATION ORDINANCE)

Mr. Lewis stated that the budget was taken to the Finance Council Committee and was approved on March 5, 2018. He referred to the Executive Summary in the budget book and noted the following:

- The General Fund is up 7% this year
- Transfers total \$4,019,540 (Street Fund, Fire & EMS Levy Fund, Issue Two Fund, Joint Recreation Fund, Recreation Fund, Bond Retirement Fund, Street Lighting Fund, Employee Benefits Reserve Fund, Capital Improvement Fund, ODOT Program Fund, Economic Development & Rehabilitation Fund; Miami Conservancy District Fund and Police Pension Fund)
- Sewer Fund - we’re looking at having to increase the rates & will be meeting with the Council Committees to update them on this
- Trash collection administration fee may have to be increased
- Stormwater Utility Fund is being used for the curb work
- Capital Improvement Plan includes the following:
  - Police Department - cruisers & equipment, small equipment, barricades & fencing upgrade
  - Fire & Ems – remodel of fire station, small items, door security (which includes all city buildings), rescue engine (lease to purchase) and command car
  - Municipal Court – software upgrade and copy/fax machine

Other – City entrance signs; women’s restroom remodel; door security upgrade; emergency repairs/purchases  
Park & Recreation – Pool Maintenance Phase I; score board replacements (girls & boys fields) Park Expansion & prep; Great Miami Bikeway  
Street Division – street resurfacing program; sidewalk replacement program; Safe Routes to School Improvements; engineering costs  
Public Utility Division – Franklin Woods water line & curb replacement; curb replacement program; and clean & possibility of painting the water tower on Fourth Street

Mr. D. Centers asked if all of the old fire hydrants have been replaced. Mr. Inman stated no, not yet, and that we hope to replace two of them this year. Everything is on and working.

Mr. D. Centers made the motion to adopt Ordinance 2018-03; seconded by Mr. Aldridge. 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.

**RESOLUTION 2018-14 AUTHORIZING REIMBURSEMENT OF UP TO \$3,000 TO WARREN COUNTY KUSTOMS FOR THE 2018 FRANKLIN DOWNTOWN SATURDAY NIGHT CAR SHOW**

Mr. Lewis stated that Gary Bates, Warren County Kustoms, is asking for support from the City for the car show. He is requesting \$3,000.00 (up to this amount) and the City has contributed to this event in the past.

Mr. B. Centers asked for an itemized list for the \$3,000 from Mr. Bates. Mr. Lewis stated he will get this.

Mr. Ruppert made the motion to adopt Resolution 2018-14; seconded by Mr. Wilcher. 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.

**RESOLUTION 2018-15 AUTHORIZING THE SALE OF CERTAIN CITY-OWNED VEHICLES BY THE PUBLIC WORKS DEPARTMENT (STEVE INMAN)**

Mr. Inman stated that two dump trucks, a 1991 GMC Truck and a 1995 GMC Truck, are no longer needed and are being replaced. We are proposing to sell these trucks by internet auction on Public Surplus.

Mr. Aldridge made the motion to adopt Resolution 2018-15; seconded by Mr. D. Centers. 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.

RESOLUTION 2018-16 AMENDING RESOLUTION 2017-53 AUTHORIZING POSITION TITLES AND THE NUMBER OF POSITIONS FOR EACH TITLE FOR CITY OF FRANKLIN PERSONNEL FOR THE YEAR 2018

Mr. Lewis stated that this Resolution includes the following changes:

- Secretary to City Manager – change full-time to part-time
- Assistant to Finance Director – add one part-time employee
- Fire Division – corrects number of personnel
- Public Works Department – adds one part-time seasonal employee

Mr. Lewis explained in the Public Works Department that one employee is filing for disability and another employee is retiring. Adding the part-time seasonal employee will help during the busy summer months until these positions are filled.

There was some discussion on the secretary positions.

Mr. Ruppert made the motion to adopt Resolution 2018-16; seconded by Mr. Aldridge. 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 2018-17 DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF ESTIMATED ASSESSMENTS FOR THE CONSTRUCTION OR REPAIR OF SIDEWALKS, CURBS OR GUTTERS FOR THE ANNUAL SIDEWALK REPAIR PROGRAM (PHASE 2)

Mr. Conway stated that this is the second to last step to complete Phase 2 of the sidewalk repair program. The repairs that were not completed by the property owners were completed late last year by the City. This Resolution establishes the estimated assessments and we are required that the notice of estimated assessments be published in accordance with State law.

Mr. B. Centers made the motion to adopt Resolution 2018-17; 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 2018-18            AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT OF PURCHASE AND SALE AND OTHER DOCUMENTS FOR THE PURCHASE OF REAL PROPERTY FROM HUNTINGTON NATIONAL BANK

Mr. Lewis stated that this authorizes a contract to purchase 525 Riley Boulevard from Huntington National Bank. The purchase prices is \$10,000.00.

Mrs. Fouts made the motion to adopt Resolution 2018-18; seconded by Mr. B. Centers. 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 2018-19            AMENDING THE POSITION DESCRIPTION FOR SECRETARY TO THE CITY MANAGER

Mr. Lewis stated that the only change to the position description is to allow for either a part-time or full-time person.

Mr. D. Centers asked what the intent is. Mr. Lewis stated he will fill the part-time position internally with a current employee.

Mr. D. Centers added he thought it was to be full-time. Mr. Lewis stated that he's looking at the Assistant to the City Manager to be a full-time position.

Mr. Aldridge made the motion to adopt Resolution 2018-19; 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.

RESOLUTION 2018-20            AMENDING RESOLUTION 2018-05 TO ESTABLISH THE ORGANIZATIONAL LISTINGS AND PAY RATES FOR CITY OF FRANKLIN OFFICIALS AND EMPLOYEES FOR THE YEAR 2018

Mr. Lewis stated that provides pay rates for the part-time Secretary to the City Manager and the part-time Assistant to the Finance Director.

Mr. B. Centers made the motion to adopt Resolution 2018-20; seconded by Mr. Wilcher. 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.

#### STAFF PRESENTATION: CHIEF RUSS WHITMAN, POLICE DEPARTMENT

Chief Whitman handed out his 2017 year-end report. He thanked Council and the City Manager for their support.

He noted the following: Police Officers and Dispatchers are at full staff; have 5 Reserve Officers and hope to partner with the Franklin City Schools and the Warren County Learning Center to share a School Resource Officer.

The report contains: Offense Reports/Calls for service 2011-2017; 2017 Complaint/Report/Crime/Arrest Comparison; total number of crime reports each hour of day 2011-2017; total number of crime reports each day of week 2011-2017; auto crashes 2010-2017; 2016 National Child Safety Donations & money to the City 2017 and the Drug Drop Box for 2016, total of 138 pounds of various medication. Chief Whitman also noted that they applying for a Cops Grant and are on Facebook. In 2018, we have planned to have a bike rodeo, safety town, participate at the Farmer's Market, Safety Camp, and the 2<sup>nd</sup> Annual Night Out. Also, we are working on the school resource officer, and researching having a needle drop box at the Fire Station.

Chief Whitman thanked Council for their support.

Mr. D. Centers asked if he goes to the elementary/Jr. High & High Schools to speak to the kids. Chief Whitman stated yes, the DARE officer speaks to the 5<sup>th</sup> graders. Also, he along with Captain Coulton, go to the schools and speak. The School Resource Officer will also help in this area.

#### INTRODUCTION OF LEGISLATION

Mayor Hall introduced the following legislation. Public Hearings will be held at the April 2, 2018 meeting.

Ordinance 2018-05 Enacting Section 105.07 of the Codified Ordinances of the City of Franklin, Ohio, Titled "Fire & EMS Replacement Fund"

Ordinance 2018-06 Amending the Official Zoning Map of the City of Franklin, Ohio, to Rezone 48.488 Acres, Located along Pennyroyal Road and Deardoff Road, from O-RP, Research Park District, to R-1A, Estate Residential District

#### CITY MANAGER'S REPORT

Mr. Lewis reported on the following:

- The Easter Egg Hunt is this weekend, 11 a.m. at the Franklin Community Park.
- Electric aggregation update. We are receiving positive calls; questions if it is legit; and Amber is doing a good job of explaining the program. Also, he will speak to anyone who has questions.
- Police Department Report. He's proud of the department as he is of all departments. They are doing more educational events, which is important, and how well all work together. Also, glad the Police Department is visiting our schools.

## COUNCIL COMMENTS

Mr. Wilcher stated this was a good meeting; great job on the budget; thanks to Chief Whitman and glad we're going after a COPS Grant.

Mr. D. Centers thanked Chief Whitman for his report, like the format of doing department updates at a regular Council meeting and appreciates all of the departments.

Mrs. Fouts agreed with everything said and appreciate the Police Department. Also, she appreciates discussing with the public the electric aggregation program, like the approach and that all of staff is helping – appreciate we are educated and can understand.

Mr. Ruppert stated thanks for the budget book well put together. Also, thanks to Chief Whitman on his report, do a great job. He then had a question about the electric aggregation, may be a problem: he's already with Dynegy and didn't receive the letter. He called them and said that he would receive the lower rate and that they are going to send out letters to those customers currently with Dynegy.

Mr. Lewis added that about 1700 residents have previous changed and if they are on another program, they won't get a letter. We will be following up on after the initial sign-up. Also, some may have a penalty to pay to change.

Mr. Aldridge apologized for being late – he couldn't get away from work. He thanked Mr. Lewis and Mrs. Ervin on the budget. He added he has a sixth grader, went to DARE and the Police Chief does a good job informing them about law enforcement. An impact is being made on the kids and the police presence is awesome for them.

Mr. B. Centers agreed with Mr. Aldridge, police presence is good and thanks for the information tonight. Also, thanks to the Finance Council Committee on the budget. He added he appreciates the grants being sought by the departments. Also, will be meeting with an Economic Developer who will do a community assessment, with no cost to the City, and he will also be meeting with everyone.

Mayor Hall thanked everyone and appreciate all that you do.

Mr. Aldridge made the motion to adjourn; seconded by Mr. Wilcher. 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 adjourned the meeting at 8:00 p.m.

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Todd Hall, Mayor

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Jane McGee, Clerk of Council