

**FRANKLIN CITY COUNCIL
NOVEMBER 18, 2013**

Members of the Franklin City Council met in regular session on Monday, November 18, 2013, 6:00 p.m. at the Franklin Municipal Building, Mayor Scott Lipps presiding.

Roll call showed:

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| Matt Wilcher | present |
| Jason Faulkner | present |
| Scott Lipps | present |
| Carl Bray | present |
| Michael Aldridge | present |
| Todd Hall | present |

There were 13 visitors and one member of the press present at tonight's meeting. Also present: Ms. Sandra Morgan, Finance Director; Ms. Donnette Fisher, Law Director; Mr. Russ Whitman, Police Chief; Mr. Ross Coulton, Assistant Safety Director; Mr. Jonathan Westendorf, Fire Chief; Mr. Sonny Lewis, City Manager and Mrs. Jane McGee, Clerk of Council.

The Pledge of Allegiance was led by Mr. Sonny Lewis.

Mr. Bray made the motion to approve the Clerk's Journal and accept the tapes as the official minutes of the November 4, 2013 regular meeting; seconded by Mr. Hall. The vote:

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| Mr. Faulkner | yes |
| Mr. Lipps | yes |
| Mr. Bray | yes |
| Mr. Aldridge | yes |
| Mr. Hall | yes |
| Mr. Wilcher | yes |

Motion passed.

RECEPTION OF VISITORS

None tonight.

ORDINANCE 2013-19 PUBLIC HEARING REPEALING ORDINANCES 2007-42, 2007-43, 2007-44 AND 2007-45 WHICH ESTABLISHED TAX INCREMENT FINANCING ON CERTAIN PARCELS WITHIN THE CITY OF FRANKLIN, OHIO

Ms. Fisher stated that at the September 16, 2013 Council meeting, Council approved the settlement agreement with the Schools and the various taxing entities (Warren County, Warren County Auditor, Board of Education of the Warren County Career Center, Franklin Township, Board of Mental Health Recovery Services of Warren & Clinton Counties, Warren County Combined Health District and the Franklin Public Library). This ordinance does what was agreed to. The County Auditor made a mistake in the amount we received. This ordinance repeals the 4 TIF's effective as of the 2014 tax year/2015 collection year. We will receive monies for the 2013 TIF year. Monies currently in the fund will remain in the fund. The agreement has been signed by all entities.

Mayor Lipps opened the Public Hearing and asked for any public comments. There being none, he closed the Public Hearing and asked for any Council Comments. There were none.

Mr. Faulkner made the motion to adopt Ordinance 2013-19; seconded by Mr. Wilcher.

Mayor Lipps asked with the cancellation of the agreement, if there can be any legal action. Ms. Fisher stated the TIFs are cancelled as of 1/1/14 and there can be no legal action by anyone. This makes all the entities whole.

Mayor Lipps asked about the distribution of the monies. Ms. Fisher stated we have received 2012 monies and 2013 monies will be received, the Walmart TIF amount will be a little less as it was figured wrong and the other TIF amounts are okay.

The vote:

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| Mr. Lipps | yes |
| Mr. Bray | yes |
| Mr. Aldridge | yes |
| Mr. Hall | yes |
| Mr. Wilcher | yes |
| Mr. Faulkner | yes |

Motion passed.

UNTABLE RESOLUTION 2013-47 APPOINTING _____ TO THE VACANT OFFICE OF COUNCIL MEMBER FOR ITS UNEXPIRED TERM (ENDING DECEMBER 31, 2013), PURSUANT TO SECTION 3.06 OF THE CITY'S CHARTER

Mr. Faulkner made the motion to untable Resolution 2013-47; seconded by Mr. Hall. The vote:

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| Mr. Bray | yes |
| Mr. Aldridge | yes |
| Mr. Hall | yes |
| Mr. Wilcher | yes |
| Mr. Faulkner | yes |
| Mr. Lipps | yes |

Motion passed.

Resolution 2013-47 is untabled.

Mr. Lewis stated that Council needs to appoint someone to the vacant seat by December 1, 2013. If it's not filled by December 1, 2013, the Judge will appoint someone, per the Charter. Two letters of interest have been received - from Mr. Denny Centers & Mr. Doug Greathouse. Mr. Lewis noted that Mr. Centers has been re-elected to serve another term. Mr. Greathouse stated in his letter, that if he was unsuccessful in the election, he would not want to be considered.

Mr. Hall made the motion to nominate Mr. Centers to serve the remainder of the unexpired term, ending December 31, 2013; seconded by Mr. Bray. The vote:

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| Mr. Aldridge | yes |
| Mr. Hall | yes |
| Mr. Wilcher | yes |
| Mr. Faulkner | yes |
| Mr. Lipps | yes |
| Mr. Bray | yes |

Motion passed. Mr. Centers is appointed to the unexpired term.

Mr. Bray asked when Mr. Centers will be sworn in. Ms. Fisher stated he can be sworn in tonight or at the next meeting. When asked, Mr. Centers stated he would like to do it tonight.

Ms. Fisher administered the oath of office to Mr. Centers to fill the remainder of the unexpired Council term, ending December 31, 2013. Mr. Centers joined Council at the podium for the remainder of the meeting.

INTRODUCTION OF NEW LEGISLATION

Mayor Lipps introduced: Ordinance 2013-20 Amending Certain Sections of the City of Franklin Traffic Code To Be Concurrent With State Law Through December 31, 2013

Public Hearing will be December 2, 2013.

CITY MANAGER'S REPORT

None tonight.

LAW DIRECTOR'S REPORT

Ms. Fisher asked Council to reach out to our State Senator as HB 5 has passed in the State House of Representatives. If it goes into effect, cities will lose revenues as it is not revenue neutral.

COUNCIL COMMENTS

Mayor Lipps welcomed back Mr. Centers.

Mr. Centers thanked everyone for their support in re-electing him to Council and he appreciates & thanked Council for re-appointing him.

Mr. Wilcher had no comments tonight.

Mr. Faulkner thanked everyone for coming tonight; attended a recent meeting about the school levy, good to see them working on it; and attended the Veteran's Day program at the High School, good event.

Mr. Bray stated he also attended the Veteran's Day Program, good program & great speech by Mr. Dave McDaniel's brother; and appreciate all the kind words as the result of the election.

Mr. Aldridge thanked everyone for coming and thanked the voters for their support.

Mr. Hall welcomed back Mr. Centers and there is a gravel driveway on Thomas Drive that needs fixed.

Mayor Lipps asked if the recent changes with NIC have had any effect on the City (Mr. Lewis stated we are working on this with them, looking at other options, having issues with the building inspections, code enforcement is okay); NIC has lost 2 cities and welcomed back Mr. & Mrs. Ball to tonight's meeting.

Mr. Faulkner made the motion to adjourn; seconded by Mr. Bray. The vote:

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| Mr. Hall | yes |
| Mr. Centers | yes |
| Mr. Wilcher | yes |
| Mr. Faulkner | yes |
| Mr. Lipps | yes |
| Mr. Bray | yes |
| Mr. Aldridge | yes |

Motion passed.

Mayor Lipps adjourned the meeting at 6:22 p.m.

Mayor

Clerk of Council