

**FRANKLIN CITY COUNCIL  
JULY 7, 2014**

Members of the Franklin City Council met in regular session on Monday, July 7, 2014, 6:00 p.m. at the Franklin City Building, Mayor Denny Centers presiding.

Roll call showed:

Scott Lipps	absent
Matt Wilcher	absent
Jason Faulkner	present
Denny Centers	present
Carl Bray	absent
Michael Aldridge	present
Todd Hall	present

The Pledge of Allegiance was led by Luke Kennard.

Mr. Faulkner made the motion to approve the Clerk's Journal and accept the tapes as the official minutes of the June 16, 2014 regular meeting; seconded by Mr. Aldridge. The vote:

Matt Wilcher	absent
Jason Faulkner	yes
Denny Centers	yes
Carl Bray	absent
Michael Aldridge	yes
Todd Hall	yes
Scott Lipps	absent

Motion passed.

At this time, Mayor Centers added a presentation to the agenda.

**PRESENTATION**

Mayor Centers and members of Council asked Luke Kennard to join them in front of the podium. Mr. Aldridge thanked everyone for coming tonight. This wasn't advertised as we wanted to surprise Luke. On behalf of Council, we want to formally congratulate you on all of your success and the many awards you have received: Mr. Basketball Ohio 2014; Ohio Gatorade Player of the Year; Gold Medalist Team USA 18U; D2 Player of the Year in Ohio; Max Preps All American and has committed to Duke University to play basketball and further his education. Thanks to him, the City has benefited. You are a positive role model, is once in a life time to witness this and you have put Franklin on the map. You are humble, a positive role model which is a testament to your family. We wanted to recognize you and show you how proud we are. Mr. Aldridge presented a City sign which says "Franklin, Home of Luke Kennard" to Luke and added that these signs will be put up at the entrances to the City. Mr. Aldridge congratulated Luke and also thanked Mr. Lewis for his help in getting the signs made.

Mayor Centers & members of Council congratulated Luke.

Luke stated he is very thankful and thanked Council for the recognition.

Frank Kennard stated that Jamey Coffey is another Franklinite who has turned his life around and has been good to his family.

## RECEPTION OF VISITORS

Doug Greathouse, 41 W. 6<sup>th</sup> Street, stated that the vandalism is still happening to his property, his neighbor has had vandalism, vandalism at the Church and more & more property crimes are happening. He is installing video cameras on his property. We need to revisit what we are doing as we're known as not doing anything. He asked the Police Chief or Law Director to see what other communities are doing – to see what we can do. Chief Whitman stated his department is actively pursuing with added patrols, etc.

Roger Shanks, 4681 Moreland Drive, stated that at SR 123/ I-75, when the trucks are pulling out of the Pilot Truck Stop, they block the traffic (both lanes) and that he has almost been hit several times. He asked if it is possible to bring the trucks out the back to William C. Good Blvd. Mr. Lewis stated we have looked at rerouting the trucks out of there – it will take at least a couple of years to get funding in place. Mr. Aldridge asked about the possibility of ODOT approving another ramp – Mr. Lewis will look at the area.

Phyllis Clark, 11 East Second Street, asked what the status of her sign is as she hasn't heard anything.

Mr. Lewis stated that the legislation is on tonight's agenda.

## ORDINANCE 2014-06 PUBLIC HEARING AMENDING CERTAIN SECTIONS OF THE CITY OF FRANKLIN TRAFFIC CODE TO BE CONCURRENT WITH STATE LAW THROUGH JULY 1, 2014

Ms. Fisher stated that this updates the Traffic Code. There are six changes and they are housekeeping items: Section 303.06 Street Workers & Equipment Exempted; Section 331.26 Approaching Stationary Public Safety Vehicle with Caution; Section 337.16 Number of lights Permitted: Limitations on Red & Flashing Lights; Section 337.17 Focus, Aim and Color of Headlights; Section 337.32 Installation of Nonconforming Air Bags; and Section 351.03 Parking Prohibitions on Streets and Right-of-Ways.

Mayor Centers 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. Hall made the motion to adopt Ordinance 2014-06; seconded by Mr. Faulkner. The vote:

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

Motion passed.

## ORDINANCE 2014-07 PUBLIC HEARING AMENDING SECTION 1105.09 AND 1111.08(L) OF THE CITY OF FRANKLIN UNIFIED DEVELOPMENT ORDINANCE

Mr. Lewis stated that this amends two sections. Section 1105.09 reduces the permit fee for all accessory uses to \$25.00. Section 1111.08 (l) allows non-conforming signs that are damaged or destroyed be replaced as is. This has been to Planning Commission and they recommend approval.

Mr. Faulkner asked if this is passed, can Phyllis Clark get her sign. Mr. Lewis stated Mrs. Clark could have gotten her sign anytime; apologized, and staff received a lot of blame for the misunderstanding. With the passage of the Ordinance, anyone that has a non-conforming sign can replace it if it was damaged or destroyed.

Mayor Centers stated that there was much discussion on this at Planning Commission and he feels that you should be able to replace a sign that was there.

Mr. Faulkner asked if a business is vacant for 3 months – it cannot be replaced with a non-conforming sign. Ms. Fisher stated yes, that's correct.

Mayor Centers 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. Hall made the motion to adopt Ordinance 2014-07; seconded by Mr. Aldridge. The vote:

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

Motion passed.

RESOLUTION 2014-21 PUBLIC HEARING ADOPTING THE TAX BUDGET FOR THE CITY OF FRANKLIN, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2015, AND DIRECTING THE CLERK OF COUNCIL TO SUBMIT IT TO THE WARREN COUNTY AUDITOR

Ms. Morgan stated that State law requires the City to adopt the tax budget by July 15, 2014 and is then filed with the County Auditor by July 20<sup>th</sup>. This is the basis of our budget. We will receive a Certificate of Estimated Resources which will state the amount of property tax and local government funds the City will receive. This is done every year and the revenue receipts have been pretty accurate.

Mr. Hall stated that this has been to Finance Committee, discussed at tonight's meeting and recommend approval.

Mayor Centers 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 Resolution 2014-21; seconded by Mr. Aldridge. The vote:

Mr. Bray	absent
Mr. Aldridge	yes
Mr. Hall	yes
Mr. Lipps	absent
Mr. Wilcher	absent
Mr. Faulkner	yes
Mr. centers	yes

Motion passed.

EXECUTIVE SESSION

Mr. Faulkner asked if we should move this to the end of the agenda. Mayor Centers concurred.

CITY MANAGER'S REPORT

Mr. Lewis reported on the following:

- The Issue II project, William C. Good Blvd, is #2 on the list, 51/49 split on the cost and we will also be applying for CDBG funds to help with our share of the cost
- Mr. Bray is absent tonight because he had a friend pass away this afternoon
- SR 123 Beautification Project – they will be working on it this week replacing plants, fixing ruts, putting in drains and the plant warranty has been extended to July 2015

#### LAW DIRECTOR’S REPORT

Ms. Fisher reported on the following:

- Beginning this Saturday, the Farmer’s Market hours will change to 9 a.m. to 1 p.m.
- The banners were put up this week
- We have received our reimbursement for the Moving Ohio Forward Demolition Project

Mr. Lewis added that the next Movie in the Park is Saturday, August 2<sup>nd</sup> and the movie will be E.T.

#### COUNCIL COMMENTS

Mr. Hall asked about the building in back of the house on David Boulevard (they are building a garage, it meets code and they have a permit); great job on the parade and it was perfect weather; Movie at the Park, his girls loved it; road in bad shape where water line broke on Victoria/Gribble.

Mr. Aldridge thanked everyone for coming tonight; his wife loves the Farmers Market; lots of great things going on in Franklin – the Movies in the Park, the parade was great – Farmers Market; and to Mr. Greathouse, we have talked about surveillance downtown.

Mr. Faulkner thanked everyone for coming tonight; thanks to Special Events Committee and asked when the temporary street patches are going to be fixed (Mr. Lewis will check, crews have been very busy); status of turn lane in front of Walgreens (Mr. Lewis stated it is now between the attorneys. Ms. Fisher added we made an offer to them, their attorney has been out of town, hope to have an agreement by the end of the week); and Mr. Lewis stated that he has talked to the manager at the Walgreens Store and he wants to be active in the City.

Mayor Centers stated that Dave at Self Storage on Conover Drive, has a concern about the drainage onto his property by the Kettering Hospital construction; surveillance downtown, have talked about camera’s for information on license plates; asked if stealing is concentrated in the downtown area (Chief Whitman stated yes); need to look at surveillance cameras downtown between 6<sup>th</sup> Street to 2<sup>nd</sup> Street (Ms. Fisher suggested talking to the Judge before doing this), Chief Whitman will get some stats together & the City of Athens has a system already and Mayor Centers, with the consensus of Council, stated he will talk to the Judge; thrilled for Luke on the recognition tonight; talked with Springboro Mayor John Agenbroad, and they have a plan for a beautification project at SR 73/I-75, we need to talk with him (Mr. Lewis stated will look at, get an estimate and funding will be a few years out); any progress on the gray house (Mr. Lewis stated he has talked with Bob Alexander, he is on the agenda to talk about it and we need to work together on this); attended the Farmer’s Market last Saturday and was impressed; the parade was awesome, great turnout and thanks to the Westendorf family for all you do.

#### EXECUTIVE SESSION

Mr. Faulkner made the motion to enter into executive session to discuss collective bargaining matter; seconded by Mr. Aldridge. The vote:

Mr. Aldridge	yes
Mr. Hall	yes
Mr. Lipps	absent
Mr. Wilcher	absent
Mr. Faulkner	yes

Mr. Centers     yes  
Mr. Bray        absent

Motion passed.

Mayor Centers and members of Council entered into executive session to discuss a collective bargaining matter at 7:15 p.m.

Mr. Faulkner made the motion to reconvene the meeting; seconded by Mr. Hall. The vote:

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

Motion passed.

Mayor Centers reconvened the meeting at 7:40 p.m. and added Resolution 2014-22 to the agenda.

RESOLUTION 2014-22            APPROVING THE TENTATIVE AGREEMENT WITH THE  
FRANKLIN LAW ENFORCEMENT ASSOCIATION AND AUTHORIZING THE CITY MANAGER  
TO EXECUTE THE COLLECTIVE BARGAINING CONTRACT

Mr. Faulkner made the motion to adopt Resolution 2014-22; seconded by Mr. Hall. The vote:

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

Motion passed.

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

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

Motion passed.

Mayor Centers adjourned the meeting at 7:42 p.m.

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Mayor

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Clerk of Council