

**FRANKLIN CITY COUNCIL
OCTOBER 3, 2011**

Members of the Franklin City Council met in regular session on Monday, October 3, 2011, 6:00 p.m. at the Franklin Municipal Building, Mayor Denny Centers presiding.

Roll Call showed:

Scott Lipps	present
Jason Faulkner	present
Bob Knipper	absent – arrived 6:04 p.m.
Denny Centers	present
Carl Bray	present
Michael Aldridge	present
Todd Hall	present

There were 2 members of the press and 7 visitors at tonight’s meeting. Also present: Mr. Russ Whitman, Police Chief; Ms. Donnette Fisher, Law Director; Mr. Sonny Lewis, City Manager; Mr. Jonathan Westendorf, Fire Chief; and Mrs. Jane McGee, Clerk of Council.

The Pledge of Allegiance was led by Chief Whitman.

Mr. Faulkner made the motion to approve the Clerk’s Journal and accept the Tapes as the Official Minutes of the September 19, 2011 regular meeting; seconded by Mr. Aldridge. The vote:

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

Motion passed.

RECEPTION OF VISITORS

None tonight.

**PUBLIC HEARING ORDINANCE 2011-18 AMENDING CHAPTER 924
OF THE CODIFIED ORDINANCES OF THE CITY OF FRANKLIN, OHIO, TITLED
“ILLICIT DISCHARGE & ILLEGAL CONNECTION CONTROL”**

Ms. Fisher stated that in 2009, as part of the EPA required Stormwater Management Program, the stormwater ordinance, Chapter 924, was adopted. Recently, the EPA did a review and recommended we add provisions to establish monetary penalties and a sliding fee scale.

Mr. Knipper arrived at 6:04 p.m.

We established the sliding fee scale; clarified the definition of “Owner/Operator”, added a definition for “Premises” - to clean-up the ordinance. The EPA recommended the major changes.

Mr. Aldridge asked what the most common violation is. Mr. Lewis stated we haven’t had a lot of violations - refers to oil being dumped into the storm sewer, spills etc.

Mayor Centers stated that he read the ordinance and it seems thorough.

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. Bray made the motion to adopt Ordinance 2011-18; seconded by Mr. Faulkner. The vote:

Mr. Knipper yes
Mr. Centers yes
Mr. Bray yes
Mr. Aldridge yes
Mr. Hall yes
Mr. Lipps yes
Mr. Faulkner yes

Motion passed.

**RESOLUTION 2011-44 ESTABLISHING THE RATES FOR SOLID WASTE,
RECYCLING AND YARD WASTE COLLECTION IN THE CITY OF FRANKLIN FOR THE
PERIOD FROM OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2012**

Mr. Lewis stated that in July, Council approved a one year extension for the Rumpke contract to September 30, 2012, at a \$.40 increase. The other fees for toters, tire pick-up, and excess trash collection will remain the same. The residents cost also increases \$.40 to \$14.96 per unit.

Mayor Centers stated that this is a good deal.

Mr. Bray added that this went to the Utilities Committee.

Mr. Faulkner asked if we have to go out for bids next year. Mr. Lewis stated we have two more years for renewals. Ms. Fisher stated you have the option to renew or go out to bid next year. Mr. Bray asked if the renewal would be a \$.40 increase. Mr. Lewis stated yes, it would be a \$.40 increase for each renewal year.

Mayor Centers asked if the other fees remain the same with the 2 additional renewals. Ms. Fisher stated yes, they will stay the same - only be \$.40 increase for each renewal year. Mr. Lewis added there will also be no fuel surcharge.

Mayor Centers asked if we receive complaints from residents about the service. Mr. Lewis stated, no, but occasionally will have a complaint about missed pick-ups and that Rumpke is good to address them.

Mr. Bray made the motion to adopt Resolution 2011-44; seconded by Mr. Hall. The vote:

Mr. Centers yes
Mr. Bray yes
Mr. Aldridge yes
Mr. Hall yes
Mr. Lipps yes
Mr. Faulkner yes
Mr. Knipper yes

Motion passed.

CITY MANAGER'S REPORT

Mr. Lewis reported on the following:

- Need a Safety Committee meeting before the next Council meeting
- There was a fire today at Bistro's – will be addressed later

LAW DIRECTOR'S REPORT

Ms. Fisher reported on the following:

- The hearing on the liquor permit renewal for PH Bistro's was last Wednesday and should have a decision in a month

Mayor Centers asked Mr. Westendorf, Fire Chief, for an update on the fire at PH Bistro's.

Mr. Westendorf stated we were lucky today at the fire at 6th & South Main Streets. There was a lot of smoke, thought it was a kitchen fire, 5 people responded, 3 people, Quincy Pearson, Brad Brown & Lt. Lovelace, went in 10' to 15', there were signs something bad was about to happen, Quincy yelled for them to get out, they got out; everyone okay and they continued to fight the fire.

Mayor Centers added that he saw what happened, was scary, was a back draft, very lucky and it was the real deal.

Mr. Westendorf added:

- We train for situations like this – saw benefit of our training today
- Additional units responded from the area – 3 ladder trucks
- Ton of heat – ton of water used
- Proud of the guys and the working relationship with the other departments

Mayor Centers stated they did a great job and thanked them.

Mr. Bray asked if there is anything that we can learn from this fire.

Mr. Westendorf stated he has been on a lot of fires, never seen one like this one before, we study & train for these kinds of fires, and never want to see again – we were very fortunate; able to keep it contained; the State Fire Marshall is in; the Bureau of Alcohol, Tobacco & Firearms is in; Police Department investigating – and our people will be there over night to maintain control of the area.

Mr. Bray asked what caused the back draft. Mr. Westendorf stated he didn't think it was a true back draft, explained what a back draft & flash over is, this was greater than a flash over, not quite a back draft – hope never happens again.

COUNCIL COMMENTS

Comments tonight:

Mr. Hall thanked the fire department and glad that everyone is safe; 'Thunder on the River' was Saturday night, can't get good weather for that event, and hope it is better next year.

Mr. Aldridge thanked everyone for coming.

Mr. Bray stated good job by the Fire department and thanks for coming.

Mr. Lipps thanked those who attended 'Thunder on the River'; there were 3 ladder trucks at this fire – fascinating to see all working together; proud of the Fire Department; Finance Committee meeting this afternoon, all departments attended, continuing to look at opportunities to approve the downtown; Senior Citizens renewal levy on November Ballot, have signs if anyone wants one – asking to support the seniors – is a renewal levy.

Mr. Faulkner thanked everyone for coming; echo comments about the Fire Department; beneficiary of mutual aid and won't be at the next Council meeting.

Mr. Knipper thanked everyone for coming; great job by the Fire Department today; remind everyone of Fall Fest October 14 & 15; have we received the money for the 'reward', continuing vandalism at the Park; Cats are 5-1 play at Valley View this Friday & have chance to make the play offs.

Mayor Centers stated he is impressed and proud of the Fire, Police & Service departments efforts this morning; Council pictures will be scheduled for the November 1st meeting; need to talk with Johnny Lamb about changing the date of the 'Thunder on the River' event, car show has suggested doing it with them; have had bad weather last 3 years for the bike show; like to keep it separate; need to form a committee; and at the bike show, this State flag was presented to the City by Bob Powell, whose son, Jake, was in Iraq when they took Saddam Hussein down, and this flag flew over his palace, and Jake sat in his thrown. I would like for this to be displayed, if Council agrees. Consensus of Council agreed.

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

Mr. Bray	yes
Mr. Aldridge	yes
Mr. Hall	yes
Mr. Lipps	yes
Mr. Faulkner	yes
Mr. Knipper	yes
Mr. Centers	yes

Motion passed.

Mayor Centers adjourned the meeting at 5:35 p.m.

Mayor

Clerk of Council