

**FRANKLIN CITY COUNCIL
OCTOBER 20, 2014**

Members of the Franklin City Council met in regular session on Monday, October 20, 2014, 6:00 p.m. at the Franklin City Building, Mayor Denny Centers presiding.

Roll call showed:

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

There were 2 visitors and no one from the press at tonight's meeting. Also present: Mr. Russ Whitman, Police Chief; Mr. Ross Coulton, Assistant Safety Director; Mr. Jonathan Westendorf, Fire Chief; Ms. Donnette Fisher, Law Director; Mr. Sonny Lewis, City Manager and Mrs. Jane McGee, Clerk of Council.

The Pledge of Allegiance was led by Chief Whitman.

Mr. Wilcher made the motion to approve the Clerk's Journal, with noted correction, and accept the tapes as the official minutes of the October 6, 2014 regular meeting; seconded by Mr. Bray. The vote:

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

Motion passed.

RECEPTION OF VISITORS

There were no visitors tonight.

PUBLIC HEARING ORDINANCE 2014-10 AMENDING SECTION 1337.03 OF THE CITY OF FRANKLIN PROPERTY MAINTENANCE CODE

Ms. Fisher stated that this makes two amendments to Section 1337.03. The first amendment is to address non-commercial murals. This came up when New York New York came in about the mural for their building. This will require anyone who does a non-commercial mural on their building to have approval by the City Manager. Commercial murals remain governed by the City's sign regulations. The second amendment is adding a requirement of covering ground floor windows in vacant commercial buildings. It requires the windows to be covered on the inside with an opaque covering and to be kept in good repair. The City Manager is to approve and/or exempt a building from this requirement.

Ms. Fisher added that she has talked to Lisa, NIC, about this change becoming effective in thirty days.

Mr. Bray suggested sending a letter to those in violation that this change is coming. Ms. Fisher stated this will be done.

Mr. Faulkner asked how to avoid a free speech issue. Ms. Fisher stated the NY NY mural is a picture of New York and isn't advertising the business. Ms. Fisher stated that we probably won't have too many

doing murals and we do control the exterior of the structure on a commercial building. This is to make sure someone isn't using a mural to get around the sign regulations.

Mr. Aldridge asked if this (NY NY mural) is something we approved or did we not have a say because we didn't have any legislation. Mr. Lewis stated that they did come in and met with Barry and him; the content is okay and on what grounds do you say they couldn't do it. Mr. Aldridge added that the art work is good but it makes it look more like a strip club.

Mayor Centers asked about residents who want to make a comment, etc. Ms. Fisher stated that would probably be in a residential area, and unless offensive, probably would be allowed. This is to control murals that would be used for advertising.

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 Ordinance 2014-10; seconded by Mr. Aldridge. The vote:

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

Motion passed.

RESOLUTION 2014-32 PRELIMINARY LEGISLATION FOR THE ODOT STATE ROUTE 123 FY2015 URBAN PAVING PROJECT

Mr. Lewis stated that this is for the SR 123 Urban Paving project. It originally was to be done in 2009 and was pushed back to 2015. Bidding is scheduled for May 2015, construction to begin in June 2015 and to be completed by November 2015. This is a tentative schedule and could change. The project is to pave SR 123 from the City's southern corporation line to St. Rt. 73, excluding the portion beneath I-75. Mr. Lewis stated as you're coming north on I-75 & exiting, trucks turn into Pilot, we have asked ODOT for a turn lane at the island; should hold 3 semi's and a couple of cars to alleviate some of the traffic congestion in this area. Mayor Centers added also need to consider, as trucks turn right out of Waffle House & that area, repairing the concrete. Mr. Lewis stated this project is just for paving; have repaired the concrete in that area before; and we will look at it again.

Discussion continued on the trucks not exiting there at all; possible solutions; need to acquire property to provide an exit onto William C. Good Blvd., will look at and also talk to Adesa.

Mr. Aldridge questioned being responsible for all of the overrun costs. Mr. Lewis stated, yes, we are, but there are contingency monies included and don't think it will be that much money.

Mr. Faulkner questioned the cost of the project. Mr. Lewis stated the total project cost is estimated at \$1,811,920; ODOT paying 80% of the cost, City 20% of the cost, plus any overruns. Construction cost estimated at \$1,747,200; City share \$741,240; engineering cost estimated at \$164,720, City share \$74,124.

Mr. Bray made the motion to adopt Resolution 2014-32; seconded by Mr. Aldridge. The vote:

Mr. Centers	yes
Mr. Bray	yes
Mr. Aldridge	yes
Mr. Hall	yes

Mr. Lipps absent
Mr. Wilcher yes
Mr. Faulkner yes

Motion passed.

CITY MANAGER'S REPORT

Mr. Lewis stated to remember FallFest this weekend and a judge is needed for the costume contest Saturday night. Mr. Wilcher stated he will be there and if he's not available, Mr. Lewis will do it.

Mr. Bray asked for a schedule of events for FallFest – will be sent out to all of Council.

LAW DIRECTOR'S REPORT

Ms. Fisher had no report tonight.

COUNCIL COMMENTS

Mr. Hall had no comments.

Mr. Aldridge stated he received comments of appreciation from Dr. Sanders of the work done by the Police Department last week at the high school and was asked to forward to Chief Whitman.

Mr. Bray stated the Scholarship Dinner was a great event, good turnout and good luck with FallFest this weekend.

Mr. Wilcher thanked everyone for coming tonight and will see everyone at FallFest.

Mr. Faulkner thanked everyone for coming tonight; asked Chief Westendorf to pass along congratulations to all of his crew, about the feedback the City Manager received from a user of the system who was extremely pleased with the Department; and he read the Police Department's semi-yearly report.

Mayor Centers stated he talked with Gary Bates and he's willing to include the bike show with the car show, after some discussion, need to wait & get more info on; met with Larry Mulligan, Mayor of Middletown, about the bike path project, he wants to work on it again; will miss the next meeting and the Court issue will be on the November 17th agenda for a vote.

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

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

Motion passed.

Mayor Centers adjourned the meeting at 6:35 p.m.

Mayor

Clerk of Council