

Council that these amendments be approved. Ms. Fisher said that the notices had been sent to the neighboring businesses, as required by the UDO.

Mayor Centers then opened the public hearing, and asked if anyone wished to address Council on this Ordinance. There being no one who wished to address Council, Mayor Centers closed the public hearing and called for Council comments on this Ordinance. Mr. Aldridge asked if there was a site plan and Ms. Fisher said that no, there was not as of yet, but she thought the site plan would be submitted to Planning Commission in April. Mr. Knipper and Mr. Centers said they had both seen preliminary plans for the new building and it was very attractive.

Mr. Bray made the motion to adopt Ordinance 2011-06; seconded by Mr. Faulkner. The vote:

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

Motion passed.

ORDINANCE 2011-07 APPROVING PLANNING COMMISSION CASE Z-11-02, ADOPTING
Public Hearing SECTION 1103.301 AND AMENDING SECTION 1107.03 OF THE
 UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF
 FRANKLIN, OHIO

Ms. Fisher said this rezoning was initiated by the Planning Commission regarding two amendments to the text of the UDO, the first being the addition of Section 1103.301, which will define secondhand dealers in the UDO the same as they are defined in Chapter 723 of the Codified Ordinances. The second change is to allow secondhand dealers in the C-1, General Commercial District, but prohibit them in C-2, Community Commercial and C-3, Central Commercial District, which is the downtown area. Ms. Fisher stated that this would not affect the existing businesses, but would prohibit the establishment of new ones in the downtown area. Ms. Fisher said that the ordinance was advertised in the Middletown Journal, as required by the UDO.

Mayor Centers then opened the public hearing, and asked if anyone wished to address Council on this Ordinance. There being no one who wished to address Council, Mayor Centers closed the public hearing and asked for Council comments on this Ordinance. Mayor Centers said he has heard from many business owners downtown and these secondhand shops have become a major factor in the drug problem. Mr. Aldridge asked about prohibiting the purchase of gift cards, as often these cards come from the return of stolen merchandise. Ms. Fisher said they had looked into it and agreed this prohibition should be added, but recommended it be done as new legislation rather than an amendment to this Ordinance. That new legislation was on tonight's agenda for introduction.

Mr. Hall made the motion to adopt Ordinance 2011-07; seconded by Mr. Aldridge. The vote:

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

Mr. Aldridge yes
Motion passed.

ORDINANCE 2011-08 ENACTING SECTION 549.12, TITLED “DISCHARGING FIREARMS,”
Public Hearing AND SECTION 549.13, TITLED “THROWING OR SHOOTING
PROJECTILES,” OF THE CODIFIED ORDINANCES OF THE CITY OF
FRANKLIN, OHIO

Ms. Fisher said that this Ordinance is required to put two sections of the Codified Ordinances back on the books that were enacted January 5, 1981, but which were inadvertently omitted when American Legal Publishing did their 2009 updates.

Mayor Centers then opened the public hearing, and asked if anyone wished to address Council on this Ordinance. There being no one who wished to address Council, Mayor Centers closed the public hearing and asked for Council comments on this Ordinance. Mr. Centers, who stated that he was pro-gun, said that he had received citizen complaints regarding this ordinance, but said he believes it is necessary. Mr. Centers related an incident where a man had placed a “firing range” on his property and the ammo was bouncing off the target and hitting a neighbor’s house as the neighbor and his family were in the backyard grilling.

Mr. Faulkner made the motion to adopt Ordinance 2011-08; seconded by Mr. Bray. The vote:

Mr. Aldridge	yes
Mr. Hall	yes
Mr. Lipps	no
Mr. Faulkner	yes
Mr. Knipper	yes
Mr. Centers	yes
Mr. Bray	yes

Motion passed.

INTRODUCTION OF NEW LEGISLATION

ORDINANCE 2011-09 AMENDING SECTION 723.01, TITLED “DEFINITIONS”, OF
CHAPER723, TITLED “SECONDHAND DEALERS”, OF THE
CODIFIED ORDINANCE OF THE CITY OF FRANKLIN, OHIO

Vice Mayor Knipper introduced this Ordinance. Ms. Fisher said as previously discussed, this proposed amendment will modify the definition of “secondhand articles” to specifically exclude gift cards.

CITY MANAGER’S REPORT

Mr. Lewis reported that on a follow-up to the last Council meeting regarding a complaint from Kenny Combs, that the City has done a count of trash cans being left out after pickup. Mr. Lewis said that there were 14 this week. The City will then go up this week and any repeat offenders will be given a copy of the ordinance and asked to comply.

LAW DIRECTOR’S REPORT

Ms. Fisher reminded Council that all liquor permits within the City are up for their annual renewal on June 1st and if Council wished to object to any renewals, it would need to do so at its next Council meeting. Ms. Fisher said she and Chief Whitman were recommending objection to the renewal of PH

Bistro's permit. Ms. Fisher said Chief Whitman had done an excellent job compiling the data needed to object to this permit. Mr. Bray asked if that would be for a 2:30 a.m. permit and Ms. Fisher stated that it would be for the entire permit, revoking everything. Mr. Centers stated that he would like to see a copy of Chief Whitman's data, and Ms. Fisher said she would e-mail it to all of Council. There was no dissent to the need to object to this permit.

COUNCIL COMMENTS

Comments tonight include:

Mr. Hall asked Ms. Lewis about a picture of the City Emblem for the entrance into Franklin near the underpass. Mr. Lewis said he would look into it. Mr. Hall also asked about Franklin Yards and if there was any plan on painting the building. Ms. Fisher said that yes, they have a \$600,000.00 contract to remodel the buildings, which will include improvements to the exterior of the buildings.

Mr. Lipps had no comments.

Mr. Aldridge said "Go Butler!"

Mr. Faulkner thanked everyone for coming. He also thanked Sonny Lewis for his follow-up and for all the hard work on the levy.

Mr. Bray stated that he spoke with the railroad company and said that the debris, running from Mr. Frosty's to the creek along Riley Boulevard, would be cleaned up. Mr. Bray also reminded everyone of the Easter egg hunt on April 16, 2011 and said that 8 volunteers would be needed.

Mr. Knipper thanked Chief Whitman and Mr. Lewis for a great job taking care of the property on Arlington. Mr. Jim Howell, from the audience stated that he wanted to follow-up on the clean up along Riley Boulevard which Councilman Bray discussed, and thanked Councilman Bray and Council for working on this.

Mr. Centers said that there is a house across from Franklin Yards that is in desperate need of clean up, but he had learned that it is actually in the township. Mr. Centers said that the township is being notified and that although it isn't in the City, it reflects badly as you are coming into town. Mr. Centers stated that citizens have been asking about the Memorial Day Parade and Mr. Lewis stated that it depends on the passing of the levy. Mr. Lewis said that Jim Mears is asking people to participate, and is proceeding as if it will be held.

EXECUTIVE SESSION

Mr. Faulkner made the motion to enter into executive session to discuss the employment of a public employee or official with no action afterwards; seconded by Mr. Aldridge. The vote:

Mr. Bray	yes
Mr. Knipper	yes
Mr. Faulkner	yes
Mr. Lipps	no
Mr. Hall	yes
Mr. Aldridge	yes

Motion passed.

At 6:32 p.m. Mayor Centers and members of Council entered into executive session to discuss the employment of a public employee or public official.

Mr. Faulkner made a motion to come out of executive session; seconded by Mr. Hall. The vote:

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

Motion passed.

Mr. Lipps made a motion to adjourn; seconded by Mr. Bray. The vote:

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

Motion passed.

Mayor Centers adjourned the meeting.

Mayor Denny Centers

Acting Clerk of Council