

**FRANKLIN CITY COUNCIL
AUGUST 15, 2011**

Members of the Franklin City Council met in regular session on Monday, August 15, 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	present
Denny Centers	present
Carl Bray	present
Michael Aldridge	present
Todd Hall	present

The Pledge of Allegiance was led by Harold Dyas.

Mr. Bray made the motion to approve the Clerk's Journal and accept the tapes as the Official Minutes of the August 1, 2011 regular meeting; seconded by Mr. Aldridge. The vote:

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

Motion passed.

There was one member of the press and 14 visitors at tonight's meeting. Also present: Ms. Sandra Morgan, Acting Finance Director; Ms. Donnette Fisher, Law Director; Mr. Don Woods, Chief Building Official; Mr. Jonathan Westendorf, Fire Chief; Mr. Ross Coulton, Police Captain; Mr. Sonny Lewis, City Manager and Mrs. Jane McGee, Clerk of Council.

RECEPTION OF VISITORS

Mr. Jim Mears, speaking on behalf of the American Legion & the Sons of the American Legion, announced they are working on a project for the City - a Veterans' Memorial, for all wars - and presented a replica of the Memorial. There is no location yet. He added that the Memorial at the bank will be kept and that the bank has done a good job in maintaining it. He further stated they are here for input from the public and the Council on where to put this Memorial.

Bill Brock, Commander of the Sons of the American Legion, stated they would like to know what Council thinks of the project and if they have any suggestions for a possible location. He added that this would be a Park to honor all of Franklin and the area's fallen soldiers. The

proposed Park would be 72 feet x 72 feet, with a pathway leading to a center section, which would have the POW flag and the flags of the five military branches surrounding the American Flag. Pathways extending from the center section lead to granite benches & monuments featuring the names of those soldiers who have lost their lives while serving our country. Paver bricks will also be available to individuals or organizations to buy and can inscribe a message on them. The estimated cost of the project is \$17,781.00 which doesn't include any land costs.

Mr. Faulkner asked if they would need 5,000 to 6,000 sq. ft of land. Mr. Brock stated yes.

Mr. Aldridge asked if they have thought of where they would like to have this Memorial.

Mr. Mears stated they think it should be on 2nd or 6th Streets; needs to be visible; will be an asset to the Community; if possible, would like for it to be downtown and maybe the City would like to partner with us on this project. There are several lots around town; think people will buy the paver bricks; be tremendous asset to the City; Warren County Veterans might also help and we would like Council's input.

Mayor Centers stated that this is great project – outstanding model presented and would like to see this in the downtown area – asked if the VFW is helping (haven't been asked yet).

Mr. Brock stated he thought at 3rd & Riley Boulevard would be a good location.

Mr. Mears then gave an update on some current & past POW's & MIA's from the area; invited all to the first home football game (9/23/11), as John Kramer will be parachuting in with the American Flag and noted that the Mayor's son is being deployed.

Consensus of Council is in support of the project.

PUBLIC HEARING ORDINANCE 2011-15 LEVYING ASSESSMENTS FOR
IMPROVEMENTS OF CITY STREETS AND PUBLIC WAYS BY THE LIGHTING
THEREOF FOR THE YEAR 2012

Mr. Lewis stated that this is the last step in the process to light the streets.

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 2011-15; 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.

PUBLIC HEARING ORDINANCE 2011-16 CHANGING THE NAME OF
WATER SOURCE DRIVE TO SONNY LEWIS WAY IN THE CITY OF FRANKLIN, OHIO

Mayor Centers asked for any discussion on this Ordinance. There was none.

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 2011-16; seconded by Mr. Faulkner. 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.

EMERGENCY ORDINANCE 2011-17 AMENDING ORDINANCE
2011-11, TO PROVIDE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER
EXPENDITURES FOR THE CITY OF FRANKLIN, OHIO, FOR THE FISCAL YEAR
ENDING DECEMBER 31, 2011, AND DECLARING AN EMERGENCY

Ms. Morgan stated that this includes the appropriation of monies for 3 items;

1. FCC Narrow Banding project – is a 2 year project; \$8,040 General Fund, \$2,285 Fire Levy Fund and \$5,100 Police Department
2. Contractual Paving for 2011 - \$250,000 General Fund & \$100,000 CVT Fund
3. Police Cruisers - \$75,000

Ms. Morgan added that the Finance Committee has reviewed and recommends approval.

Mr. Hall made the motion to adopt Ordinance 2011-17; 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.

RESOLUTION 2011-33 AUTHORIZING THE CITY MANAGER TO EXECUTE AN
ADDENDUM TO THE CONTRACT FOR SERVICES OF THE LAW DIRECTOR WITH
DONNETTE A. FISHER

Ms. Fisher stated that her contract runs July to July for salary adjustments. She agreed to a pay freeze for 2011 and this makes her salary adjustment January to December.

Mr. Faulkner made the motion to adopt Resolution 2011-33; seconded by Mr. Bray. The vote:

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

Motion passed.

RESOLUTION 2011-34 AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR THE PURCHASE OF A SEWER VACUUM TRUCK FOR THE PUBLIC WORKS DEPARTMENT FROM BEST EQUIPMENT COMPANY OF OHIO THROUGH THE STATE PURCHASING PROGRAM

Mr. Lewis stated that money is in the budget for the purchase this year. The unit cleans out storm sewers & sanitary sewer lines. It also includes a hydro digger. This will replace a 1992 Vac Con unit; we will be selling it and Germantown is interested in buying it.

There was discussion on selling the current Vac Con unit; hydro digger will be valuable; and the cost of the equipment. Mayor Centers stated that they have faith in his judgment of what's needed.

Mr. Lewis noted how his guys made a hydro digger for their use, from one that they had seen.

Mr. Bray questioned with this being paid from the Stormwater Fund, if we will continue to put money in this fund for future projects. Mr. Lewis stated that is how we have money to pay for this purchase, been putting money in this fund the last 3 years; and also, the storm water project, which was the original project funded through this fund, should be paid off in next couple of years. We will then budget for another project.

Mayor Centers asked about the mandate for Stormwater. Mr. Lewis stated we are on tract, have employees for stormwater; just had a storm water audit and we are in the process of re-writing the Stormwater Comprehensive Plan to meet the guidelines; they want more training and community involvement-will be doing next spring.

Mayor Centers asked which Council Committee this comes under. Mr. Lewis stated the Utility Committee.

Mr. Hall made the motion to adopt Resolution 2011-34; seconded by Mr. Knipper. 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.

**RESOLUTION 2011-35 AUTHORIZING THE PURCHASE OF POLICE VEHICLES
FOR THE DIVISION OF POLICE FROM TAYLOR CHEVROLET THROUGH THE STATE
PURCHASING PROGRAM**

Captain Coulton deferred to Ms. Fisher.

Ms. Fisher stated this has been to the Finance Committee & we will be replacing two vehicles. With the equipment for the Dodge Chargers not available until the end of year, we won't be able to use them until then. The alternative is to purchase the Tahoe's. Sgt. Wolfe has extra equipment to carry, as he is head of the Warren County Tactical Response Unit, and it barely fits into the Crown Victoria now. Officer Dunham is the Canine Officer and doesn't have room to transport a prisoner and the dog because of the extra equipment needed. The cost of the 2 Tahoe's verses the Chargers is \$6,000 - \$10,000; proposing to sell the 2009 Crown Victoria for at least \$10,000 to help offset the cost difference. The Finance Committee recommends approval.

Mayor Centers added that when the Police Department needs a 4-wheel drive vehicle, they have borrowed trucks from the Public Works Department.

Mr. Bray stated he has a concern about the cost of the equipment and why are we selling the 2009 Crown Victoria.

Mr. Lewis stated that the cost won't be that much more with the additional monies received from the sale.

Ms. Fisher added that the equipment cost is under \$25,000; some of the equipment is being transferred over to the new vehicles; and we will receive money from the sale of the 2009 Crown Victoria – special equipment is needed for the canine car.

Discussion continued on the purchase; Crown Vic's aren't made any more; the Crown Vic vehicle has been used as the canine vehicle; the dog we have now is bigger than the previous one; seems like a lot of extra money to spend; can't transport prisoners in the canine vehicle – not enough room; questioned the extra equipment Sgt. Wolfe has (he has command equipment for the WC Tactical Response Unit); and a lot of equipment is hauled for the canine.

Mr. Lipps stated that he met & talked with Officer Dunham and saw the dog. The Finance Committee has reviewed this. He noted that it may cost more to operate he SUV – but cost is off-set by being able to transport (eliminating need to call in another cruiser) and also this gives us two more SUVs to use in bad weather.

Mr. Bray stated he disagrees with this as police officers take home the cruisers, don't share them.

Mr. Knipper stated we need both – good price and when the 2009 Crown Victoria is sold, won't be that much more and still have to equip the vehicles regardless if we purchase Tahoe's or Chargers.

Mr. Bray stated he has concerns over the cost & not being able to use the equipment from the Chargers in the Tahoe's.

Mayor Centers stated once we get upgraded to 3 SUVs - which sounds reasonable for our community, that, in the future, we need to buy a like SUV to transfer equipment. That would be the most cost effective way to do it, if we go forward with this.

Mr. Lewis stated there are no plans for all the vehicles to be SUV's – will go back to purchasing Chargers or whatever is available.

Mr. Bray also added that he is concerned about selling the 2009 and not one of the older vehicles.

Mayor Centers stated this is recommended by the Finance Committee and the City Manager.

Mr. Faulkner made the motion to adopt Resolution 2011-35; seconded by Mr. Aldridge. The vote:

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

Motion passed.

**RESOLUTION 2011-36 AUTHORIZING THE SALE OF CERTAIN CITY-OWNED
VEHICLES BY THE PUBLIC WORKS DEPARTMENT AND THE DIVISION OF POLICE**

Mr. Lewis stated that this authorizes the 1999 Chevy & 1986 pick-up truck to go to auction at Adesa; the sewer vac truck to be sold (to Germantown if they want); the 2009 Crown Victoria will be sold on Govs Deal; and the 2004 Crown Vic & 1997 Chevy Tahoe to be sold.

Mr. Bray made the motion to adopt resolution 2011-36; seconded by Mr. Aldridge. The vote:

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

Mr. Lipps yes
Motion passed.

INTRODUCTION OF NEW LEGISLATION

None tonight.

CITY MANAGER'S REPORT

Mr. Lewis reported on the following:

- List of streets for the paving project in the Council packet. After reviewing the streets for this project, we have a lot of streets that are bad, this is just a beginning; also paving the main parking lot at the Park; Park Board voted to do, money from Dial Trust Fund will be used on this; also may do tennis court & dugouts
- Meet with Arnol Elam, School Superintendent, and have 2 schools rated Excellent this year, couple of schools just missed by a point
- August 30 – John Husted will be in town for a question & answer meeting at the Fire Department, Franklin & Springboro Chambers are hosting, let me know if you can attend, like to have 20 representatives
- Working on the water fountain at the Park - purchased by the Rotary Club and Park Board
- Working with the Historical Society on a Historical Marker being placed on the bike path; having a historical walk at the cemetery on 9/24 & 9/25 with the dedication on 9/24 – Geoff Gorsuch providing the historical marker
- Franklin Boxboard Cookout – received donations from the community for this; Mr. Lipps & Mr. Bray will speak on
- NIC report sent out to you after last meeting; let me know if that is what you wanted; doing a good job; we are trying to be more aggressive in getting info to them
- Zoning report sent to you; let me know if that's what you want
- Anderson Funeral Home – stated at last meeting that they would be starting construction, didn't start, will let you know when ground breaking is
- Will be on vacation beginning Thursday, 8/18 thru the following week

Mayor Centers asked if he had a new business update.

Mr. Lewis stated he didn't have anything; Hardy update coming soon; Ample is hiring; AM General is status quo, may be getting a new contract; and Nation Coating Systems is looking for another building, working with them.

Mayor Centers asked if the contact from Pilot has been contacted.

Mr. Lewis stated he spoke with him briefly; he is to call back, nothing going on.

LAW DIRECTOR'S REPORT

Ms. Fisher reported on the following:

- Noted that in the recent Business Courier, they reported that VRI has 130 employees and are hiring
- No meeting September 5 – Labor Day

COUNCIL COMMENTS

Comments tonight:

Mr. Hall thanked the veterans for coming tonight; long overdue; don't know where it can go; heard the car show was huge & great show, unable to attend as was under the weather; looking forward to Fall Fest.

Mr. Aldridge thanked everyone for coming; thanks to the American Legion & Veterans for coming and would like to see the Memorial downtown, maybe could be placed in the island in front of McDonalds; been seeing solicitors going door-to-door lately, be cautious who you open the door to (they didn't have permits & had out of state tags).

Mr. Lewis stated we will put information in the newsletter about these solicitors.

Mr. Bray thanked the Legion for coming, great concept, lots of work; luncheon at Franklin Boxboard, items were donated for the cookout, had employees with 20 - 30 - 42 years of service, Vineyard Church is great asset to the City, they had t-shirts made up, made a sign and the employees really appreciated it; great night at the car show, saw no problems; a Celebration of Life was held at the Golf Course for Beth Powell – was great event and the family wanted to thank everyone for coming.

Mr. Lipps stated he is supportive of the Legion and this project; car show great event, vendors busy; asked if Mr. Lewis has heard back from the Boy Scouts (no, will contact); luncheon was amazing, City employees helped; took a sad event & we made them feel appreciated and cared about, donations made by Save-A-Lot Grocery, Lisa's Kitchen, Pisanello's, Zinks Meat Market, Mr. Frosty, Main Street Market, JD Legends & Vineyard Church and the City employees did the work, thank you cards were delivered to each of them, great event; Fire Dept planning a 5K run at Fall Fest, Masonic Lodge doing water stops and the City doesn't do many events, but we do the events very well.

Mr. Faulkner thanked everyone for coming; thanks to Mr. Lewis for his years of service and keep up the information; thanks to the Veterans for what you do; JEMS update, researched hard billing for non-residents - latter part of year is tough on budget - first of September we will not staff chase car during the day - checking to see when we get the next tax check, if we receive it, will not do the chase car cut.

Mr. Knipper echoed all comments made; appreciate the reports from staff; asked about the broken window in the building downtown; seeing vandalism in the Park (at Pee Wee football fields), don't know what can be done (Mr. Lewis stated will start up the police patrols); support the Legion, have a Memorial at the football stadium, hope we can find a place for it; we need a map of murals & memorials when this is done; the High School has 4 home football games, home scrimmage is Friday night, also Division II now, not Division III.

Mr. Greathouse noted might also want to include in the newsletter that political candidates will be going door to door – they are not soliciting.

Mayor Centers thanked the Legion for coming & for the project; his son is going to Iraq shortly; and need to find the best place for the Memorial – don't just want to stick it somewhere. He asked the Legion to let us know where they would like it. Mr. Bill Brock stated their preference is at Third & Riley Blvd.; Lisa Ault, owner of Lisa's Kitchen, stated her sales tripled during the car show; need to work with Gary Bates to keep the car show going (has been set for August 11 for next year); and there is interest in companies wanting to come to town because of the rail spur; and need to keep downtown clean.

Mr. Bray noted that Borel Brick has broken ground on their addition – looks good.

Mr. Bray made the motion to adjourn; seconded by Mr. Knipper. 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.

Mayor Centers adjourned the meeting at 7:37 p.m.

Mayor

Clerk of Council