

**FRANKLIN CITY COUNCIL
OCTOBER 1, 2012**

Members of the Franklin City Council met in regular session on Monday, October 1, 2012, 6:00 p.m. at the Franklin City Building, Mayor Scott Lipps presiding.

Roll call showed:

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

There was one member of the press and 10 visitors at tonight's meeting. Also present: Mr. Ross Coulton, Assistant Safety Director; Mr. Russ Whitman, Police Chief; Ms. Sandra Morgan, Finance Director; Ms. Donnette Fisher, Law Director; Mr. Jonathan Westendorf, Fire Chief; Ms. Jenny Loxley, Income Tax Administrator; Mr. Sonny Lewis, City Manager and Mrs. Jane McGee, Clerk of Council.

The Pledge of Allegiance was led by Jane McGee.

Mr. Faulkner made the motion to approve the Clerk's Journal and accept the tapes as the Official Minutes of the September 17, 2012 regular meeting; seconded by Mr. Wilcher. The vote:

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

Motion passed.

RECEPTION OF VISITORS

None tonight.

PRESENTATION STATE AUDITOR'S AWARD - SANDRA MORGAN

Christa Criddle, representing Dave Yost Auditor of State, presented the *Auditor of State Award With Distinction* to the City of Franklin and Ms. Morgan. Ms. Criddle explained the award is given to those who have done a CAFR and timely financial reports in accordance with GAAP and received a clean audit report. This is a big accomplishment for the city to receive as not many are given out. We are presenting this & acknowledging the great work of your staff in getting a clean auditor report.

There was some discussion on the criteria and how many have been given out in our region. Ms. Criddle noted maybe a dozen in this area, not finished auditing; last year gave out 120-130 audit awards out of 5600 entities.

Mayor Lipps thanked Ms. Criddle for coming this evening.

Ms. Morgan thanked her staff, Amy Miller & Tina Thompson, in the Finance department. When audit was here, they kept saying numerous times 'you have a fantastic crew'. We are glad it happened this year, especially with the recent tax increase and is good way to show we are a good steward of the residents' money.

Mr. Faulkner stated this is outstanding and congratulations to all.

**PUBLIC HEARING ORDINANCE 2012-17 AMENDING IN PART, REPEALING IN PART,
AND ENACTING NEW SECTIONS OF THE CITY OF FRANKLIN TRAFFIC CODE**

Ms. Fisher stated that this was given to Council at their August 20th meeting to review. This is a complete overhaul of the traffic code. The Prosecutor and the Police Chief have reviewed it. Summary sheets are included for all departments, this is current with State law through September 28, 2012 and this becomes effective October 30, 2012.

Mr. Faulkner stated there are a lot of changes and he appreciates her work.

Mayor Lipps 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 2012-17; seconded by Mr. Bray. The vote:

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

Motion passed.

**EMERGENCY ORDINANCE 2012-18 AMENDING ORDINANCE 2012-07 TO PROVIDE
APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE CITY
OF FRANKLIN, OHIO, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2012 AND
DECLARING AN EMERGENCY**

Ms. Morgan stated that this is the first supplemental of the year. Major items included are: all gasoline and phone line items have been increased; Fire/EMS start up costs being appropriated from the Fire Levy fund & a copy of the proposed budget is also in the packet; and the refunding issue is being appropriated to show that it took placed.

Mayor Lipps asked Ms. Loxley if she happy is happy with InSource Solutions. Ms. Loxley stated yes, very happy.

Mr. Bray made the motion to adopt Ordinance 2012-18; seconded by Mr. Aldridge. The vote:

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

Mr. Centers absent
Mr. Wilcher yes

Motion passed.

Mr. Bray stated this is an emergency so we can implement it (the tax filing) as soon as possible.

**RESOLUTION 2012-49 AUTHORIZING THE PURCHASE OF A 2012 WHEELED COACH
TERRA STAR AMBULANCE FROM 911 FLEET & FIRE EQUIPMENT**

Chief Westendorf stated that this has been to the Finance Committee - asking to lease to own the ambulance. It is a demo unit, constructed in Florida; has 7,000 miles on it; is in California and will be trucked back to us. First payment is delayed until January 2013 and will be included in next year's budget, \$61,000 + over three years.

We are hoping to get three ambulances from JEMS. We know one of them will have to be replaced. We can't get Medicare/Medicaid provider numbers until we get title to an ambulance. We had \$100,000 budgeted for fire truck replacement for next several years; spent \$50,000 this year & next year; \$150,000 set aside in the bond retirement as part of the EMS levy knowing we were going to have to replace these ambulances over a number of years. We are not hiring an Assistant Chief the first year. This is a top of line unit.

There was some discussion on the type of vehicle this is – an international chassis with diesel.

Mr. Bray stated that the Finance Committee talked about this and is happy with.

Discussion continued on the cost of a new one (over \$200,000), will have to replace the fleet coming in and expect a vehicle life of 10 years.

Mr. Lewis stated that this will be the first vehicle out the door; and as replaced, will rotate the newer vehicle to the first unit out.

Mr. Faulkner made the motion to adopt Resolution 2012-49; seconded by Mr. Bray. The vote:

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

Motion passed.

**RESOLUTION 2012-50 PRELIMINARY LEGISLATION FOR THE ODOT I-75/SR 123 SCENIC
IMPROVEMENTS PROJECT**

Mr. Lewis stated that this project was presented to Council at the last meeting. Project costs are OPWC \$194,000 and CVT \$150,000.00 – no general fund monies. Mr. Lewis also noted that as discussed about the concrete going all the way around, just doing in front; City sign is not included in the project area; he is working with the Chamber and Rotary Club on a sign to be placed outside the project area. Discussion continued on the project area- the slope of the area; area is a challenge and hopefully will help with the trash problem in this area when completed.

Mr. Bray made the motion to adopt Resolution 2012-50; seconded by Mr. Wilcher. The Vote:

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

Motion passed.

RESOLUTION 2012-51 AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT WITH THE CITY OF CLEVELAND, OHIO, FOR INCOME TAX COLLECTION SERVICES

Ms. Morgan stated under current law, only cities that have a population of 250,000 residents or more can access IRS records to compare federal tax filings with local tax filings. This is a tool to find uncollected or under reported income tax. We've have a problem collecting delinquent income taxes. The City of Cleveland, which has 250,000 residents, has formed a collection agency called Central Collection Agency (CCA) and has opened its services to 'special member' cities. Several cities in the area participate, operate on a nonprofit basis, and the fee covers only the cost of collections. We feel this is a valuable tool in collecting or increasing our income tax collections. The City of Cleveland requires a resolution to participate.

Mr. Bray stated that the Finance Committee has discussed; have tried other ways to collect, still have approximately \$400,000 outstanding. Finance Committee approved.

Mr. Faulkner stated, he asked at the Finance Committee meeting, if we can garnish federal returns. Ms. Morgan stated that it is being discussed and the CCA is currently negotiating with the government.

Mr. Faulkner made the motion to adopt resolution 2012-51; seconded by Mr. Aldridge. The vote:

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

Motion passed.

RESOLUTION 2012-52 AUTHORIZING THE PURCHASE OF POLICE CRUISERS FOR THE DIVISION OF POLICE THROUGH THE STATE PURCHASING PROGRAM AND THE EQUIPPING OF THE SAME

Mr. Whitman stated that this is for the purchase of three police cruisers. One of the cruisers being replaced was wrecked and we received \$14,683.33 from the insurance company towards replacing the cruiser. We budgeted \$67,000 and the three cruisers will cost \$69,132.00 plus the installation of the equipment.

Mr. Bray questioned the equipment costs. Mr. Whitman stated for the wrecked cruiser, costs are: \$5,586 re-install old equipment, \$4,921 new in-car camera, \$500 new radio. Costs for the 2 new cruisers are: \$17,886 install new equipment, \$9,842 new in-car camera, \$1000 new radios.

Discussion continued on current vehicles, rotation of vehicles - Fords to Dodges; equipment costs; detailing on vehicles; re-using current equipment and changing technology & the costs.

Mr. Whitman also stated that he'd like to purchase two used detective vehicles without any cost to our tax payers. Using forfeited funds from the sale of two vehicles sold on GovDeals – received about \$9,000.00; have over \$10,000 cash forfeited by drug dealers through the Courts and have 4 vehicles in our impound lot to be sold on GovDeals and hope to receive \$4,000. This should purchase two good used vehicles.

Mr. Faulkner made the motion to adopt resolution 2012-52; seconded by Mr. Wilcher. The vote:

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

Motion passed.

INTRODUCTION OF NEW LEGISLATION

Mr. Faulkner introduced: Ordinance 2012-19 Enacting and Adopting the 2011 Supplement to the Codified Ordinances of the City of Franklin, Ohio.

Mr. Faulkner introduced: Ordinance 2012-20 Approving the Replat of Lots 14 and 15 of the Hunter Ridge Subdivision, Section One.

Public Hearing on Ordinance 2012-19 and Ordinance 2012-20 will be held Monday, October 15, 2012.

CITY MANAGER'S REPORT

Mr. Lewis had no report tonight.

LAW DIRECTOR'S REPORT

Ms. Fisher had no report tonight.

COUNCIL COMMENTS

Mr. Faulkner thanked everyone for attending; received complaint about the parking lot across from A&G Pizza, u-haul rental vehicles, etc. parked in the lot; and our biggest asset is our staff – appreciate the work of all the departments.

Mr. Bray thanked Ms. Morgan, appreciate your hard work; and received a complaint from resident, who has an autistic child, about speeders on Hudson Street.

Mr. Aldridge thanked everyone for coming; congrats to Ms. Morgan; thanks to Ms. Fisher for your work on the traffic code; feel bad about missing the last two meetings, work related; congrats to the Police Department on their work downtown; and if we have a (prescription) drug turn-in program - good program to have.

Mr. Hall congratulated Ms. Morgan; glad to see the ambulance purchase; hope the weather is good this weekend for the Thunder on the River event; and thanks for coming.

Mr. Wilcher thanked everyone for coming; Park & Recreation Council Committee meeting tonight, working on having kayak docks on the river; did a police ride along last Friday, impressed by the team work, effort, fantastic experience; and fantastic job on the drug bust downtown.

Mayor Lipps noted the following: Thunder on the River, Saturday, October 6, 2012, 2 p.m. – 8 p.m.; Fall Fest, October 26, 2012, 5:30 p.m. to 10:00 p.m. & October 27, 2012, 11 a.m. to 10 p.m.; Trick or Treat – October 30, 2012, 6 p.m. to 8 p.m.; Mr. Centers is out of the town tonight; Rotary Club & FHS Band are having a Pancake Breakfast, at the high school, October 27, 2012, 7:30 a.m. to Noon; thanked everyone for coming this evening; thanked Ms. Loxley for coming tonight and thanked Ms. Morgan for all she has done.

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

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

Motion passed.

Mayor Lipps adjourned the meeting at 7:00 p.m.

Vice Mayor

Clerk of Council