

**FRANKLIN CITY COUNCIL
APRIL 20, 2015**

Members of the Franklin City Council met in regular session on Monday, April 20, 2015, 6:00 p.m. at the Franklin City Building, Mayor Denny Centers presiding.

Roll call showed:

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

There were 9 visitors and one member of the press at tonight's meeting. Also present: Mr. Jonathan Westendorf, Fire Chief; Mr. Ross Coulton, Assistant Safety Director; Mr. Russ Whitman, Police Chief; Ms. Donnette Fisher, Law Director; Mrs. Karen Ervin, Finance Director; Mr. Sonny Lewis, City Manager and Mrs. Jane McGee, Clerk of Council.

The Pledge of Allegiance was led by Mr. Sonny Lewis.

Mr. Bray made the motion to approve the Clerk's Journal and accept the tapes as the official minutes of the April 6, 2015 regular meeting; seconded by Mr. Hall. The vote:

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

Motion passed.

RECEPTION OF VISITORS

Chief Whitman introduced the two new Reserve Police Officers – Doug Wheatley and Molly Hayden.

Chief Whitman stated that the 1Tip Hotline stats were sent out to Council and that it's hard to tie the calls into actual arrests. He will be working on how to do this for future reports.

ORDINANCE 2015-04 PUBLIC HEARING ACCEPTING THE DEDICATION FROM KETTERING ADVENTIST HEALTHCARE OF A NEW PUBLIC STREET, TO BE KNOWN AS "KETTERING WAY"

Ms. Fisher stated that we are required by the ORC to accept the new street. The street has been built to City standards and has been named Kettering Way.

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 2015-04; seconded by Mr. Faulkner. The vote:

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

Motion passed.

RESOLUTION 2015-19 AWARDING THE BID AND AUTHORIZING THE EXECUTION OF THE CONTRACT WITH RHULE EXCAVATING FOR THE VIRGINIA AVENUE WATER MAIN REPLACEMENT PROJECT - PHASE I

Mr. Lewis stated that this project replaces the waterline on Virginia Avenue. There have been many water leaks the last several years and the road is also scheduled to be paved this year.

Bids received:

Rhule Excavating	\$214,910
Stauffer Site Services	\$216,040
Howell Construction	\$217,320
Lewaro Construction	\$220,720

Mr. Lewis stated the bid is being awarded to Rhule Excavating in the amount of \$214,910.00. He knows them well and they are from Miamisburg.

Mr. Hall made the motion to adopt Resolution 2015-19; seconded by Mr. Aldridge. The vote:

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

Motion passed.

RESOLUTION 2015-20 AMENDING THE OFFICIAL LOGO OF THE CITY OF FRANKLIN, OHIO

Mr. Lewis stated that this logo replaces the one done in 2008 – we have updated it.

Mayor Centers asked why we are doing this if we just did this in 2008. Mr. Lewis stated we felt we needed to update it for economic development purposes, etc. We will use it on stationary and business cards; want to be consistent so we all use the same logo. We also added color (the 2008 logo is black and white) and feel comfortable with this one.

Mr. Aldridge asked if we plan to use it on signs. Mr. Lewis stated yes, and also on banners, etc.

Mr. Faulkner made the motion to adopt Resolution 2015-20; seconded by Mr. Wilcher. The vote:

Mr. Bray yes
Mr. Aldridge yes
Mr. Hall yes
Mr. Lipps yes
Mr. Wilcher yes

Mr. Faulkner yes
Mr. Centers yes

Motion passed.

****ADDED TO THE AGENDA RESOLUTION 2015-21 AUTHORIZING THE CITY
MANAGER TO EXECUTE A CONTRACT WITH THE WARREN COUNTY ENGINEER’S OFFICE
TO PARTICIPATE IN THE WARREN COUNTY JOINT SALT PURCHASING PROGRAM**

Mr. Lewis stated that this was added to the agenda today and that there is no memo.

This gives us the authority to go with Warren County for the purchase of salt (as we’ve done with the SWOPG4 program). We have meet with them and discussed how their program will work to avoid the problem we’ve had this year. They will bid & contract for the salt purchase and we will contract with Warren County for the purchase of salt.

There was some discussion on the supply, cost & demand for salt. Other Cities and Townships in the County can also join.

Mayor Centers stated we trust you that you feel confident about this. Mr. Lewis stated many Cities attended the meeting, feel it won’t hurt us.

Discussion continued on the weather, the salt dome and trying to be proactive.

Mr. Hall made the motion to adopt Resolution 2015-21; seconded by Mr. Bray. The vote:

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

Motion passed.

INTRODUCTION OF NEW LEGISLATION

Mayor Centers introduced: Ordinance 2015-05 Amending Sections 935.01 and 935.99 and
Enacting Sections 935.02 through 935.05 of the Codified Ordinances of the City of Franklin, Ohio

Public Hearing on May 4, 2015.

Mr. Faulkner referred to the language in the ‘Rule & Regulation for Alcohol’ that states alcohol can be sold at City sponsored events in the Park – where are you going with this.

Mr. Lewis stated that the Special Events Committee wants to have a beer garden at the 4th of July fireworks celebration to help recoup some of the costs.

Mr. Faulkner stated he didn’t oppose the language when it was discussed in committee and supported it when it came up last year, but doesn’t think a public entity that has police powers should be directly involved in the sale of alcohol beverages. This came up at a Special Events meeting last year (he was there) and they were trying to figure out what to do. He feels it should be Council and staff that makes this decision. He’s against the City selling alcohol, questioned the liability issues and public money shouldn’t be spent on this. Also at that meeting, we talked about firearm rule changes and working with

the schools to make the Park a safety zone - is it contradictory to go out of our way to make that a gun safety zone and then bend our rule for alcohol and all the stuff that comes with it.

Mr. Lewis stated we didn't bend any rules allowing gun shops in the City. These rules went to the Park Board and they passed and recommended that the rules & regulations be forwarded to Council. Mr. Lewis stated we haven't decided how this will be handled; noted that other Cities do this for festivals; other organizations will not be able to do this; the Police Department will be there for enforcement and we want to have a family friendly event, to have music and keep them entertained until it gets dark to see the fireworks so they will want to come back next year.

Mr. Faulkner stated he's against using City money for this. Mr. Lewis stated no decisions have been made yet. Mr. Lewis stated that we have had one (beer garden) downtown at the Bike Event, the Rotary Club sold it. Mr. Lewis stated that his understanding of what you're saying is, that you don't mind the sale of alcohol if a civic organization does it - you just don't want City funds to be used. Mr. Faulkner stated it's a bit of a slippery slope - but does not want to see public monies used.

Discussion continued on this and the need to keep trying new options to attract people.

Mayor Centers stated if anything got out of control, we would stop it. Mr. Lewis agreed.

CITY MANAGER'S REPORT

Mr. Lewis reported on the following:

- Reminded Council about the Warren County Prayer Breakfast, have only heard from Mr. Lipps
- Water/sewer comparable rate chart is in the packet

LAW DIRECTOR'S REPORT

Ms. Fisher reported that the Farmer's Market is 6/6 thru 10/17; 6/6 is 'Dayton Dragon Day' and will be raffling off tickets to a Dayton Dragon game; have a few vacancies available. Also, we are asking for corporate sponsorship for the purchase of reusable shopping bags to hand out.

Mayor Centers asked if the City is sponsoring the bags. Mr. Lewis stated that we can do that.

COUNCIL COMMENTS

Mr. Lipps stated the Chamber of Commerce meeting was today and that Ms. Hess spoke about the Warren County Career Center levy; noted State Senator Shannon Jones was at the Rotary meeting last Friday and put it in her newsletter about her visit; Linda Oda, Warren County Recorder, attended the Chamber meeting today, so we are getting some attention; in Washington DC last week and represented Franklin at the Capital Building and presented testimony to the US Small Business Committee, for the US House of Representatives, when introduced, they talked about Franklin and it was a neat experience and Franklin also received some press.

Mr. Wilcher thanked everyone for coming tonight.

Mr. Faulkner thanked everyone for coming tonight; thanks to Heather, the Civil Service Secretary and my wife, for coming tonight; last year we talked about sidewalk & curb replacement program, where is that at - will be discussed at the May 4th Utility Council meeting.

Mr. Hall stated that the roof is coming off at Stone Container; attended the FHS musical this weekend, was awesome and they did a fantastic job.

Mr. Aldridge thanked Chief Whitman for his report on the 1TIP Hotline, is a great resource for a minimal cost to the City.

Mr. Bray stated that the new speed sign is nice.

Mayor Centers thanked the street crew for keeping everything clean – they do a great job.

EXECUTIVE SESSION - TO CONSIDER THE PURCHASE OF PROPERTY

Mr. Bray made the motion to enter into executive session to discuss the purchase of property with no action afterwards; seconded by Mr. Aldridge. The vote:

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

Motion passed.

Mayor Centers and members of Council entered into executive session at 6:50 p.m.

Mr. Faulkner left and did not attend the executive session.

Mr. Hall made the motion to exit the executive session and reconvene the meeting; seconded by Mr. Wilcher. The vote:

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

Motion passed.

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

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

Motion passed.

Mayor Centers adjourned the meeting.

Mayor

Clerk of Council