

**FRANKLIN CITY COUNCIL
OCTOBER 15, 2012**

Members of the Franklin City Council met in regular session on Monday, October 15, 2012, 6:00 p.m. at the Franklin City Building, Vice Mayor Jason Faulkner presiding.

Roll call showed:

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

There was one member of the press and 7 visitors at tonight's meeting. Also present: Mr. Ross Coulton, Assistant Safety Director; Mr. Jonathan Westendorf, Fire Chief; Ms. Donnette Fisher, Law Director; Mr. Russ Whitman, Police Chief; Mr. Don Woods, Zoning Official; Mr. Sonny Lewis, City Manager and Mrs. Jane McGee, Clerk of Council.

The Pledge of Allegiance was led by Lieutenant Pacifico.

Mr. Hall made the motion to approve the Clerk's Journal and accept the tapes as the Official Minutes of the October 1, 2012 regular meeting; seconded by Mr. Aldridge. The vote:

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

Motion passed.

RECEPTION OF VISITORS

Mr. Whitman introduced newly promoted Police Lieutenant Pacifico. Chief Whitman stated that 2 officers tested for the position and it was very close between Sgt. Pacifico and Sgt. Woods.

Council congratulated Lt. Pacifico on his promotion.

Joe Harris, 425 Mission Lane, thanked Council for the work done on Mission Lane. He asked help with getting the property owner of Harding House, PK Investments, to fix the sidewalks. Mr. Woods stated he has looked at them and the bad sidewalks are on private property. Mr. Harris stated the sidewalks along the street are bad. Mr. Woods will meet with Mr. Harris onsite.

Vice Mayor Faulkner asked what we can do if they are found to be in bad condition. Mr. Lewis stated we can send them a letter but we can't fix them.

Vice Mayor Faulkner noted that there is a pothole at the end of East Street – per Mr. Nunamaker.

PUBLIC HEARING ORDINANCE 2012-19 ENACTING AND ADOPTING THE 2011 SUPPLEMENT TO THE CODIFIED ORDINANCES OF THE CITY OF FRANKLIN, OHIO

Mrs. McGee stated that this is a housekeeping item to update the Codified Ordinance Book as required by the Charter. It includes legislation passed by Council thru April 18, 2011.

Vice Mayor Faulkner 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. Hall made the motion to adopt Ordinance 2012-19; seconded by Mr. Wilcher. The vote:

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

Motion passed.

PUBLIC HEARING ORDINANCE 2012-20 APPROVING THE REPLAT OF LOTS 14 AND 15 OF THE HUNTER RIDGE SUBDIVISION, SECTION ONE

Mr. Woods stated that the Planning Commission, at their August 27, 2012 meeting, approved and recommends the replat. The replat will combine lots 14 & 15 of Hunters Ridge Subdivision, Section 1 into a new Lot 23, Hunters Ridge Subdivision Section 4.

Vice Mayor Faulkner 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. Wilcher made the motion to adopt Ordinance 2012-20; seconded by Mr. Hall. The vote:

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

Motion passed.

RESOLUTION 2012-53 APPROVING A TAX EXEMPTION IN COMMUNITY REINVESTMENT AREA #4 FOR THE PROPERTY LOCATED AT 3500 COMMERCE CENTER DRIVE

Mr. Lewis stated that this is a CRA (Community Reinvestment Abatement) for NC Works at 3500 Commerce Center Drive. This is for an addition to the building. The Economic Development Committee recommends an abatement of 8 years at 100% with the condition that NC Works occupies the building during this time. It's estimated this will create 16 new jobs and bring in an additional \$8,000 income tax the first year.

Vice Mayor Faulkner asked what the additional property value is. Mr. Lewis stated he didn't know will have to check. Ms. Fisher noted that this is only on the addition to the current building.

Mr. Centers made the motion to adopt Resolution 2012-53; seconded by Mr. Aldridge. The vote:

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

Motion passed.

RESOLUTION 2012-54 AUTHORIZING THE SALE OF CERTAIN CITY-OWNED VEHICLES BY THE DIVISION OF POLICE

Mr. Whitman stated that this is a housekeeping item. The resolution authorizes the sale of the two seized vehicles as discussed at the last meeting. The proceeds will be used to purchase two used vehicles.

Mr. Hall made the motion to adopt Resolution 2012-54; seconded by Mr. Wilcher. The vote:

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

Motion passed.

RESOLUTION 2012-55 AUTHORIZING THE CITY MANAGER TO EXECUTE THE SETTLEMENT AGREEMENT AND PIPELINE EASEMENT WITH ENTERPRISE LIQUIDS PIPELINE LLC, AS TENANT-IN-COMMON OF THE FRANKLIN REGIONAL WASTEWATER TREATMENT CORPORATION

Mr. Lewis stated when the Franklin Regional Wastewater Treatment Corporation was established, the 3 cities, Franklin Carlisle and Germantown, own two tracts of land. Enterprise Liquids is in the process of building a pipeline, a small portion of it will go through these two tracts, and it will carry ethane. It will parallel the pipeline currently in place. Total compensation for the easements is \$105,686.92 to be divided by the 3 entities with our share going in the Sewer Fund.

Vice Mayor Faulkner asked about any environmental impact. Mr. Lewis stated that they have obtained all State permits and easements that are needed.

Mr. Centers made the motion to adopt resolution 2012-55; seconded by Mr. Hall. The vote:

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

Motion passed.

RESOLUTION 2012-56 AUTHORIZING THE PURCHASE OF HEART MONITORS/DEFIBRILLATORS FOR THE DIVISION OF FIRE THROUGH THE STATE PURCHASING PROGRAM

Mr. Westendorf stated this is for the purchase of a Life Pack 15 for the new ambulance and two automated external defibrillators for the fire engines. These are needed supplies for the January 2, 2012 EMS startup date. The funds were included in the appropriation budget passed two weeks ago and are being purchased under State purchasing.

Mr. Wilcher made the motion to adopt Resolution 2012-56; seconded by Mr. Hall. The vote:

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

Motion passed.

CITY MANAGER'S REPORT

Mr. Lewis stated that Fall Fest is October 26 & 27. Mr. Westendorf reported that it is bigger this year - 4th to 2nd Street along South Main Street, one act circus Friday evening, bands, pumpkin roll, jostling, rock climbing wall and Congressman Chabot will be rolling the first pumpkin down the hill for the pumpkin roll event.

Vice Mayor Faulkner noted that he and the Mayor meet with Congressman Chabot last week and suggested to him about participating in Fall Fest.

LAW DIRECTOR'S REPORT

Ms. Fisher reported on the following:

- Handed out to Council a rewrite of Part One of the Codified Ordinances for their review – like to have it on the November 5th agenda.
- Executive session needed tonight, no action afterwards

COUNCIL COMMENTS

Mr. Hall thanked everyone for coming tonight.

Mr. Centers had no comments.

Mr. Aldridge congratulated Lt. Pacifico and thanked everyone for coming.

Mr. Wilcher noted that the Historical Society recently had a ghost investigation and is also having an overnight event at the Harding Museum on November 3rd and 17th.

Vice Mayor Faulkner thanked everyone for coming tonight; invited Congressman Chabot to a Council meeting; and remember Fall Fest.

Mr. Aldridge made the motion to enter into executive session to discuss pending litigation, with no action afterwards; seconded by Mr. Centers. The vote:

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

Motion passed.

At 6:32 p.m., Vice Mayor Faulkner and members of Council entered into executive session to discuss pending litigation, with no action afterwards.

Vice Mayor Faulkner and Council exited the executive session and Vice Mayor Faulkner reconvened the meeting.

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

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

Motion passed.

Vice Mayor Faulkner adjourned the meeting.

Mayor

Clerk of Council