

**FRANKLIN CITY COUNCIL
NOVEMBER 19, 2012**

Members of the Franklin City Council met in regular session on Monday, November 19, 2012, 6:00 p.m. at the Franklin City Building, Mayor Scott Lipps presiding.

Roll call showed:

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

There was no one from the press and 8 visitors at tonight's meeting. Also present: Mr. Ross Coulton, Assistant Safety Director; Mr. Don Woods, Zoning Official; Mr. Russ Whitman, Police Chief; Ms. Sandra Morgan, Finance Director; Mr. Jonathan Westendorf, Fire Chief; Ms. Donnette Fisher, Law Director; Mr. Sonny Lewis, City Manager and Mrs. Jane McGee, Clerk of Council.

The Pledge of Allegiance was led by Councilman Todd Hall.

Mr. Bray made the motion to approve the Clerk's Journal and accept the tapes as the Official Minutes of the November 5, 2012 regular meeting; seconded by Mr. Hall. The vote:

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

Motion passed.

RECEPTION OF VISITORS

There were none tonight.

ORDINANCE 2012-23 PUBLIC HEARING APPROVING THE REPLAT OF LOTS 10 AND 11 OF THE HUNTER RIDGE SUBDIVISION, SECTION ONE, INTO LOT 24, SECTION FOUR

Mr. Woods stated that this replat was approved as an emergency, Ordinance 2012-22, at the last meeting. This is the permanent ordinance which replats Lots 10 & 11 of the Hunter Ridge Subdivision, Section One, into one lot, Lot 24.

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 2012-23; seconded by Mr. Wilcher. The vote:

Mr. Faulkner	yes
Mr. Lipps	yes

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

Motion passed.

Mayor Lipps thanked Council for assisting in expediting this replat and also thanked Mr. Woods.

ORDINANCE 2012-24 PUBLIC HEARING ACCEPTING THE DONATION OF PROPERTY
AT 215 E. SECOND STREET FROM JAMES H. WILSON TO THE CITY OF FRANKLIN, OHIO

Mr. Lewis stated that Mr. Wilson approached him last summer about giving this property, located at the corner of Second & Allen Streets, to the City. Mr. Lewis added he felt the City should accept this property as it might be needed in the future if anything is ever done at this intersection. The only cost will be mowing.

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. Bray made the motion to adopt Ordinance 2012-24; seconded by Mr. Faulkner. The vote:

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

Motion passed.

ORDINANCE 2012-25 PUBLIC HEARING VACATING THE ALLEY BETWEEN LOT 1 OF
THE MARATHON-FRANKLIN PLAT AND LOT 457 OF THE REVISED PLAT OF THE CITY OF
FRANKLIN, AND BETWEEN LOT 457 AND PART LOT 470

Mr. Woods stated that when Speedway acquired the property in 2001, they requested a portion of the alley from 2nd Street to 3rd Street be vacated. With the proposed rebuild of Speedway, they are requesting a vacation of approximately 1,008 square feet of the same alley. All owners of property abutting the alley have signed the petition and the waiver.

Mr. Centers stated that this will be a benefit as the access on Riley Blvd. will be moved south.

There was discussion on the proposed new building.

Ms. Fisher stated that Planning Commission approved the site plan at their Thursday night meeting contingent upon Council's approval.

Mayor Lipps opened the Public Hearing and asked for any public comments.

Mr. Jonathan Woche of McBride Dale Clarion, Cincinnati, Ohio, stated Speedway plans to buy the property and the building will be moved back, providing more parking. This is contingent upon the vacation of the alley.

Mr. Bray asked when construction will start. Mr. Woche stated plans are to start in the middle of 2013 and it will take less than 90 days construction time.

Mayor Lipps closed the Public Hearing and asked for any Council comments. There were none.

Mr. Hall made the motion to adopt Ordinance 2012-25; seconded by Mr. Faulkner. The vote:

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

Motion passed.

At this time, Mayor Lipps added to the agenda to introduce two guests. Mayor Lipps stated Boy Scout Troop 718 had an Eagle Scout Ceremony Saturday for Brandon & Tyler Cottman, in which he attended along with Senator Bill Coley. Mayor Lipps introduced their parents, Bobby Jo & Russell Johnson, who are present tonight. Mayor Lipps stated it was a very impressive ceremony held at the Vineyard Church and wanted to share this with Council.

Mr. & Mrs. Johnson stated they appreciated being invited to the meeting tonight and that the boys look forward to serving the community.

RESOLUTION 2012-61 AUTHORIZING THE PURCHASE OF PERSONAL PROTECTIVE EQUIPMENT THROUGH THE STATE PURCHASING PROGRAM FROM PHOENIX SAFETY OUTFITTERS FOR THE DIVISION OF FIRE

Mr. Westendorf stated that this is for the purchase of turn-out gear. We hired 17 people Thursday and have begun training. This will purchase 14-18 sets of gear. This has been to Finance Committee.

Mr. Bray stated the Finance Committee has discussed this.

Mr. Faulkner made the motion to adopt Resolution 2012-61; seconded by Mr. Wilcher. The vote:

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

Motion passed.

RESOLUTION 2012-62 ACCEPTING THE AMOUNT AND TAX RATES AS DETERMINED BY THE WARREN COUNTY BUDGET COMMISSION, AUTHORIZING THE NECESSARY TAX LEVIES, AND CERTIFYING THEM TO THE WARREN COUNTY AUDITOR

Ms. Morgan stated that this is the final step in the tax budget process and shows a decrease in revenues.

Mr. Bray stated that property evaluations have gone down and local government fund revenues have also decreased. We have been planning for these decreases.

Mr. Hall made the motion to adopt resolution 2012-62; seconded by Mr. Bray. The vote:

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

Motion passed.

RESOLUTION 2012-63 DIRECTING THE WARREN COUNTY AUDITOR TO LEVY A TAX OUTSIDE OF THE TEN-MILL LIMITATION AFTER APPROVAL BY THE VOTERS

Mr. Lewis stated that residents passed the 3.5 mil levy in August. This waives 1 mill of that amount to be collected for 2012.

Mayor Lipps asked what the City will receive. Mr. Lewis stated that we will receive 42% of the collected monies for 2012 only. Mr. Bray asked if we know how it will be listed on the tax return. Mr. Lewis stated we don't know. Mr. Lipps asked how this will work. Mr. Lewis stated we've been told that the money will come to us.

Mr. Faulkner made the motion to adopt Resolution 2012-63; seconded by Mr. Bray. The vote:

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

Motion passed.

INTRODUCTION OF NEW LEGISLATION

Mr. Bray introduced: Ordinance 2012-21 Amending Chapter 131 of the Codified Ordinances of the City of Franklin, Ohio, titled "Fire & EMS Division".

Mr. Bray introduced: Ordinance 2012-22 Amending Sections 1103.221, 1103.342 and 1115.07 of the Unified Development Ordinance of the City of Franklin, Ohio.

CITY MANAGER'S REPORT

Mr. Lewis wished everyone a Happy Thanksgiving.

COUNCIL COMMENTS

Mr. Hall wished all a great holiday; community needs to be proud of the football team; excited about EMS and appreciate all that is being done.

Mr. Aldridge thanked everyone for coming; congrats to the Eagle Scouts; and if we know the cause of the recent fire on Deardoff Road.

Mr. Wilcher stated there was a fire recently on Evergreen Road and our fire employees were very professional.

Mr. Bray stated excellent work by the Eagle Scouts; attended the football game Friday night, big crowd and were very supportive of the team; and questioned the JEMS division of property. Mr. Westendorf stated the inventory has been done. Chief Riddiough and I have come to an agreement on the division but it hasn't been accepted yet by the JEMS Board. Mr. Faulkner stated there is a special meeting tomorrow night, he can't attend and asked if anyone from Council can attend. Mr. Lewis stated we are hoping to move along as quickly as we can – it's in all our best interest to do.

Mr. Faulkner wished all a Happy Thanksgiving; thanks for attending and appreciation to that entire staff for what they did on Fall Fest.

Mr. Bray stated that the graffiti at I-75/4th Street has been painted over.

Mr. Faulkner asked about the construction under I-75 at Second Street, if there is going to be a third lane going west. Mr. Lewis stated that the construction is done & no third lane at this time.

Mayor Lipps stated he attended Rotary's 90th Anniversary celebration and presented the officers with a proclamation, along with a Key to the City and Ben Franklin Pins. Also, visited the new Vineyards store by Save-A-Lot, serves the community with clothing, food, job hunting and etc.; if anyone is interested, there will be an auction of Ohio State Buckeye items, along with pictures of 4 of the coaches, past & current (let him know); the School hosted a Community Day, there was a big crowd, was catered by Lisa's and was a great day for the community.

LAW DIRECTOR'S REPORT

Ms. Fisher wished everyone a Happy Thanksgiving.

Chief Whitman introduced newly hired Patrol Officer Josh Rammel to Council. Council members welcomed him.

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

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

Motion passed.

Mayor Lipps adjourned the meeting at 6:45 p.m.

Mayor

Clerk of Council