



CITY COUNCIL REGULAR MEETING

Monday, August 15, 2022 at 6:00 PM

1 Benjamin Franklin Way Franklin, Ohio 45005

www.FranklinOhio.org

CLERK'S JOURNAL

1. CALL TO ORDER

Mayor Centers called the meeting to order at 6:02 PM.

2. ROLL CALL

PRESENT

D. Denny Centers

Paul Ruppert

Vice Mayor Todd Hall

Mayor Brent Centers

Michael Aldridge

Debbie Fouts

Matt Wilcher

Mr. Westendorf, Mr. Yoder, Ms. Dunn, Chief Colon, Lt. Pacifico, Ms. Steed, Mr. Inman, Mr. Conway and Ms. Chibis were also in attendance. There were five guests.

3. PLEDGE OF ALLEGIANCE

Mayor Centers led the pledge of allegiance.

4. APPROVE THE CLERK'S JOURNAL AND ACCEPT THE TAPES AS THE OFFICIAL MINUTES

A. July 18, 2022

Motion made by Ruppert, Seconded by Vice Mayor Hall.

Voting Yea: D. Centers, Ruppert, Vice Mayor Hall, Mayor Centers, Aldridge, Fouts, Wilcher

Motion passed.

5. PRESENTATIONS

A. Meritorious Service & ACE Awards (Chief Colon)

Chief Colon presented Officer Olen Kiel with a meritorious service award for his life saving actions at Atlas Roofing on May 25, 2022. Officer Kiel was also presented with an ACE award for recovering 5 stolen vehicles. Council congratulated Officer Kiel and thanked him for his service.

B. Committee Reports

A. Safety Committee

Mayor Centers is the Safety Committee Chair. He gave a synopsis of the August 9, 2022 meeting. The Committee discussed Prohibiting Obstruction of Mail Delivery, Toy Guns in City Parks, Noise Ordinance Options, Food Truck Park Rules, Storage & Trampolines in Front & Side Yards, Property Maintenance, the HOPE team and the upcoming Council retreat. The Committee asked staff to move forward with options for Prohibiting Obstruction of Mail Delivery, Food Truck Park Rules, Storage & Trampolines in Front & Side Yards and expanding the Hope Team position.

B. Finance Committee

Mr. Denny Centers is the Finance Committee Chair. He gave a synopsis from the August 15, 2022 meeting. The Committee discussed the Finance Director Vacancy and Property Maintenance. Both items were to be discussed with Council at that evening's meeting.

6. RECEPTION OF VISITORS

The Mayor opened the floor at 6:16 PM.

Jody Bilbrey of 10 Patti Drive asked to be heard. He is concerned about the parking situation in his neighborhood. He is a retired firefighter and fears that there may be access issues during a medical emergency. There are times when the park is heavily utilized and residents opt to park in his neighborhood. He asked that the safety for all residents be considered. Council thanked him for bringing his concern. Legislation was being introduced that evening to address some of his issues. Staff will also look into the issue further.

Renee Snodgrass from SAFEbuilt asked to be heard. SAFEbuilt is a nationwide company. Ms. Snodgrass manages about twenty-five local clients. She is very excited to be a part of Franklin and about the new development planned for the City. Mark Freuks of SAFEbuilt started with the City on July 28 as the Code Enforcement Officer. He said he is happy to be here. He will bring dedication, communication, and accountability to the City of Franklin. He has several years experience as a HUD inspector.

The Mayor closed the Reception of Visitors at 6:35 PM.

7. NEW BUSINESS

A. **RESOLUTION 2022-60** APPROVING PARTICIPATION IN REGION 14 GOVERNANCE STRUCTURE UNDER THE ONEOHIO MEMORANDUM OF UNDERSTANDING (Jonathan Westendorf)

Region 14 has selected their bylaws. In order to finalize, all cities, villages, townships, and the county will need to adopt a resolution to sign on to this selection.

Mayor Centers raised a concern about the Board of Directors Appointment for Warren County. There are three board positions; one to be appointed by County Commissions, one by the municipality with the largest population, and the other is the president of the County Township Association or their designee. With two of the three County Commissions residing in Mason, and Mason being the most populous municipality, he was uncomfortable with one municipality have a large majority of influence. There was discussion about the options moving forward. Mr.

Westendorf believes the board will be reviewing grant applications for use of the OneOhio funds and would like to apply for the funds. If he was on the board, he would have to recuse himself from the City's grant applications.

Motion made by D. Centers, Seconded by Aldridge.

Voting Yea: D. Centers, Ruppert, Aldridge, Wilcher

Voting Nay: Vice Mayor Hall, Mayor Centers, Fouts

Motion Passed.

B. RESOLUTION 2022-61 CONCURRING WITH THE CITY MANAGER FOR THE APPOINTMENT OF SAFEbuilt OHIO, LLC AS A CITY CODE OFFICIAL TO ENFORCE THE CITY'S PROPERTY MAINTENANCE CODE (Jonathan Westendorf)

On June 6, 2022, Council authorized the City Manager to enter into an agreement with SAFEbuilt Ohio, LLC. The contract was executed on June 9, 2022. A representative from SAFEbuilt started with the City of Franklin on July 28, 2022.

Pursuant to the Property Maintenance Code, the Code Official shall be appointed by the City Manager, upon the concurrence of City Council. The purpose of this Resolution is for Council to concur with the City Manager for the appointment of SAFEbuilt Ohio, LLC as a City Code Official to enforce the City's Property Maintenance Code. Other appointments continue and include Engineer and Zoning Official, Barry Conway, Zoning Official Kyle Lovelace.

Motion made by Vice Mayor Hall, Seconded by Aldridge.

Voting Yea: D. Centers, Ruppert, Vice Mayor Hall, Mayor Centers, Aldridge, Fouts, Wilcher

Motion Passed.

C. RESOLUTION 2022-63 AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT OF PURCHASE AND SALE OF REAL PROPERTY AND OTHER DOCUMENTS FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 50 EAST SIXTH STREET, FRANKLIN OHIO; PARCEL ID NUMBERS: 0431304003, 0431180004, 0431180005, and 04311792002 (Karisa Steed)

This resolution would allow the purchase of real property located at 50 East Sixth Street, Franklin, Ohio (the old Boxboard property) for the price of \$1,033,00.00. The purchase of this real property described in this Resolution is expected to be in the best interests of the general welfare of City of Franklin residents by furthering economic development, growth, and stability in the City's downtown area.

Motion made by Vice Mayor Hall, Seconded by Ruppert.

Voting Yea: D. Centers, Ruppert, Vice Mayor Hall, Mayor Centers, Aldridge, Fouts, Wilcher

Motion passed.

D. Awarding the Bid and Authorizing Execution of the Contract with Sandy's Auto & Truck Service Inc. for vehicle towing services for the City of Franklin Division of Police (Adam Colon).

On August 4, 2022, the City opened bids to provide vehicle towing, storage and impound services to the Franklin Division of Police. Bids were received from Sandy's Auto & Truck Service

Inc. and Steve's Towing and Recovery, LLC. Staff considered the following items when making their recommendation:

- The best interests of the City of Franklin community;
- Proposed fees for Services;
- Competence and qualifications to perform the Services, as indicated by stated vendor certifications, licenses, training and experience;
- Vendor experience in providing similar Services to other governmental entities;
- Referrals and recommendations from previous or current individuals or entities for whom vendor performs or has performed similar Services; and
- Vendor ability to perform the Services efficiently based on vendor's profile and availability of personnel, equipment, facilities and resources.

The Fees per tow shall include a thirty dollar (\$30) administrative fee, payable to the City for reimbursement of the City's administrative costs associated with coordinating the tow and documenting the tow for the City's records (the "Administrative Fee").

Motion made by Aldridge, Seconded by Wilcher.

Voting Yea: D. Centers, Ruppert, Vice Mayor Hall, Mayor Centers, Aldridge, Fouts, Wilcher

Motion passed.

E. Niekamp Law Ltd Engagement Representation (Jonathan Westendorf)

Staff requested authorization to engage Niekamp Law Ltd. to represent Franklin in our economic development pursuits. Niekamp Law is an Alcohol Beverage Law Firm who specializes in, and will be tasked with, assisting Franklin in establishing a policy that would bring additional alcohol licensing to the city as an economic development tool.

Motion made by Ruppert, Seconded by D. Centers.

Voting Yea: D. Centers, Ruppert, Vice Mayor Hall, Mayor Centers, Aldridge, Fouts, Wilcher

Motion passed.

8. INTRODUCTION OF NEW LEGISLATION

- A. **ORDINANCE 2022-22** AMENDING CITY OF FRANKLIN CODIFIED ORDINANCE 351.03 (PARKING PROHIBITIONS ON STREETS AND RIGHT-OF-WAYS) TO PROHIBITED MAILBOX BLOCKING
- B. **ORDINANCE 2022-23** AUTHORIZING THE ESTABLISHMENT OF THE "ONE OHIO OPIOID SETTLEMENT FUND" FOR THE PURPOSE OF TRACKING RECEIPTS AND LAWFUL EXPENDITURES IN COMPLIANCE WITH THE CODIFIED ORDINANCES OF THE CITY OF FRANKLIN, OHIO
- C. **ORDINANCE 2022-24** AMENDING PART NINE, TITLE FIVE, CHAPTER 935 OF THE CODIFIED ORDINANCES OF THE CITY OF FRANKLIN, OHIO AND CREATING CHAPTER 935.07 (RULES APPLICABLE TO FOOD TRUCK PARK)

9. CITY MANAGER'S REPORT

Mr. Westendorf issued a memo regarding Property Maintenance. A copy of the memo is attached. After Council discussion, it was decided that Mr. Freuks with SAFEbuilt will focus on property maintenance full time for now and staff will look at bringing a person on full-time in house.

Mr. Westendorf provided Council with another memo regarding the upcoming Council retreat. He proposed that the retreat be split into two sessions; one for zoning and downtown plan finalization and the other for economic development strategies. Ms. Dunn will send a variety of options to Council in a poll in the coming weeks.

10. COUNCIL COMMENTS

Mr. Wilcher complimented staff on the opening of the Food Truck Park. He said there was a good community feeling at the event. He enjoys the stats on pool operations in Mr. Westendorf's weekly report.

Mrs. Fouts said the pool operations reporting is great. She knows a lot of people who enjoy the pool. A downtown business is being renovated and looks great. The Food Truck Park opening was fantastic and she is happy to see how the park is being marketed. Well done to staff. She discussed some concerns about JD Legends and a traffic backup that occurred with Mr. Westendorf. Safety is her biggest concern and she appreciates the police handling the issue.

Mr. Aldridge is looking forward to having Mr. Freukes assist with Property Maintenance. He will have a big impact on the community.

Mr. D. Centers welcomed Mr. Freukes and said he thinks he will do a great job. He appreciates the continual updates from Mr. Westendorf. He said the Food Truck Park opening was great. He visited a truck that is scheduled for the park and said it was awesome. He asked where to find the schedule

of trucks. Mr. Westendorf said the schedule is on the City's website, www.FranklinOhio.org/FoodTrucks and there is a Facebook group as well.

Mr. Ruppert said the Food Truck Park was a wonderful event. Good crowd and trucks were selling out which is great! The facility looked great. He welcomed Mr. Freukes and said both programs will be worth the time invested. His wife received a compliment on progress on the west side with apartment complex issues.

Vice Mayor Hall said that National Night Out went very well. Expanding the event was successful and the community enjoys the event. He said "we" appreciate the law enforcement and military personnel in the City. The Food Truck Opening was phenomenal. School starts tomorrow and he advised everyone to be careful driving. Progress is coming. Thanks to Mr. Bilberry for coming down and voicing his concern.

The Mayor thanked Mr. Bilbrey for coming to the meeting. He welcomed Mr. Freukes. He said it was an honor to recognize Officer Kiel. The Mayor complimented the Food Truck Park and thanked Representative Scott Lipps for coming to give a proclamation. Rep. Lipps postponed his vacation to attend the Grand Opening. School is back in session tomorrow. The Mayor said that the City has incredible staff and congratulated Mr. Inman as he recently learned he published a second book.

11. EXECUTIVE SESSION

- A. To consider the employment of a public employee or official; and to consider the employment and compensation of a public employee pursuant to ORC 121.22 (G)(1).
- B. To consider confidential information related to the trade secrets of an applicant for economic development assistance pursuant to ORC 121.22 (G)(8).

A unanimous quorum of the public body determines, by a roll call vote, that the executive session is necessary to protect the interests of the applicant or the possible investment or expenditure of public funds to be made in connection with the economic development project.

Motion made by Ruppert, Seconded by Aldridge.

Voting Yea: D. Centers, Ruppert, Vice Mayor Hall, Mayor Centers, Aldridge, Fouts, Wilcher

Motion passed. Council entered into executive session at 7:48 PM.

The Mayor called for a motion to come out of executive session.

Motion made by Ruppert, Seconded by Vice Mayor Hall.

Voting Yea: D. Centers, Ruppert, Vice Mayor Hall, Mayor Centers, Aldridge, Fouts, Wilcher

Motion passed. Council exited executive session at 8:59 PM.

12. Shared Resource Center

A motion was made to approve engagement of Shared Resource Center for Financial Support Services through 9/19/2022 at a cost not to exceed \$5,000 and to appoint Shared Resource Center as the Acting Finance Director effective 9/14/2022.

Motion made by D. Centers, Seconded by Aldridge.

Voting Yea: D. Centers, Ruppert, Vice Mayor Hall, Mayor Centers, Aldridge, Fouts, Wilcher

Motion passed.

13. ADJOURNMENT

Motion made by Vice Mayor Hall, Seconded by Wilcher.

Voting Yea: D. Centers, Ruppert, Vice Mayor Hall, Mayor Centers, Aldridge, Fouts, Wilcher

Motion passed. Council adjourned at 9:00 PM.

Brent Centers, Mayor

Khristi Dunn, Clerk of Council