

FRANKLIN CITY COUNCIL
OCTOBER 17, 2016

Members of the Franklin City Council met in regular session on Monday, October 17, 2016, 6:00 p.m. at the Franklin City Building, Mayor Denny Centers presiding.

Roll call showed:

Brent Centers	present
Paul Ruppert	absent
Carl Bray	present
Denny Centers	present
Michael Aldridge	present
Debbie Fouts	present
Todd Hall	present

Also present: Mr. Ross Coulton, Assistant Safety Director; Mrs. Karen Ervin, Finance Director; Ms. Donnette Fisher, Law Director; Mrs. Myra Haney, Administrative Assistant; Mr. Steve Inman, Public Works Director; Mr. Barry Conway, City Engineer; Mr. Jonathan Westendorf, Fire & EMS Chief; Mr. Russ Whitman, Police Chief; and Mr. Sonny Lewis, City Manager.

The Pledge of Allegiance was led by Mayor Centers.

Mr. Bray made the motion to approve the Clerk's Journal and accept the tapes as the Official Minutes of the October 3, 2016 regular meeting; seconded by Mr. Hall. The vote:

Mr. Ruppert	absent
Mr. Bray	yes
Mayor Centers	yes
Mr. Aldridge	yes
Mrs. Fouts	yes
Mr. Hall	yes
Mr. B. Centers	yes

Motion passed.

RECEPTION OF VISITORS

There were none.

RESOLUTION 2016-48 AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR THE 2016 ASSISTANCE TO FIREFIGHTERS GRANT ON BEHALF OF THE FIRE & EMS DIVISION

Chief Westendorf stated that this only authorizes the application, no guarantee we will receive and no monies are included in the budget. We are proposing two parts to the grant application. First, we are applying for a Lucas 2 Chest Compression System, estimated cost \$13,148.00. We currently have this on two of the squads. Second, we are applying for a power cot and loader, estimated cost \$40,000.00. We currently have this on two of our squads and this will be installed on the third squad. This allows the patient to be securely and safely loaded into the squad. Mayor Centers asked if we have had any worker comp claims in the past over this. Chief Westendorf, stated no, we haven't. Also, we are asking for funding for a new Fire/Rescue Engine, estimated cost \$600,000.00. This will replace the 1991 Ford

Saulsberry walk-in rescue truck. We applied last year, but didn't receive it as they ran out of money. We'd like to try it again.

Mr. Bray stated that this went to Finance Committee and we are in favor of it.

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

Mr. Bray	yes
Mayor Centers	yes
Mr. Aldridge	yes
Mrs. Fouts	yes
Mr. Hall	yes
Mr. B. Centers	yes
Mr. Ruppert	absent

Motion passed.

**RESOLUTION 2016-49 AUTHORIZING THE PURCHASE OF A 2016 FORD E-450
AMBULANCE FROM 911 FLEET & FIRE EQUIPMENT**

Chief Westendorf stated that when we began EMS operations, we built in a funding plan to replace units every three years. This is a request to purchase a new ambulance. This is a demo squad, has several thousand miles on it, and is equipped to our standards, for \$164,178.00. We will fund it over three years, a lease-to-purchase.

Mr. Bray stated that this has been to Finance Committee and we are in favor of it.

Mr. Bray made the motion to adopt; seconded by Mrs. Fouts. The vote:

Mayor Centers	yes
Mr. Aldridge	yes
Mrs. Fouts	yes
Mr. Hall	yes
Mr. B. Centers	yes
Mr. Ruppert	absent
Mr. Bray	yes

Motion passed.

**RESOLUTION 2016-50 APPROVING REQUEST TO THE WARREN COUNTY BUDGET
COMMISSION TO REALLOCATE A PORTION OF WARREN COUNTY'S LOCAL
GOVERNMENT FUNDS, BEGINNING IN THE CALENDAR YEAR 2017**

Mrs. Ervin stated at the annual tax budget meeting with the Warren County Budget Commission, the County Auditor explained that they would like to reallocate its portion of the Local Government funds. This does not impact the amount received by the City. It takes County money and moves it between two County funds - takes it away from the Board of Commissioners and adds it to the Warren County Park Board. This will allow the Warren County Park Board to plan future capital improvements. Currently they depend on donations, do not have a staple revenue, and they are unable to obtain debt financing. According to the ORC, we, as a participating municipality, have to agree for them to reallocate their portion.

Ms. Fisher stated that we don't follow the State mandated budget formula in Warren County – we use an alternate formula and that was done sometime in the nineties. Any changes in the formula, requires the

approval of the County, the Municipality with the largest population, and a majority of the remaining Municipalities and Townships.

Mr. Hall made the motion to adopt Resolution 2016-50; seconded by Mr. Aldridge. The vote:

Mr. Aldridge	yes
Mrs. Fouts	yes
Mr. Hall	yes
Mr. B. Centers	yes
Mr. Ruppert	absent
Mr. Bray	yes
Mayor Centers	yes

Motion passed.

RESOLUTION 2016-51 AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE CITY OF SPRINGBORO FOR POLICE PROTECTION IN HAZELWOOD PARK

Mr. Lewis stated that this is the Park on Lower Springboro Road. The City of Springboro owns Hazelwood Park, which is located within the corporate limits of Franklin. One of the issues that has come up is who is going to provide police protection. Since it's in the City that means our City Police Department will provide police protection for the Park. All 911 calls will come into our Police dispatch and our police officers will respond, along with any other calls for the Park. Our Department can be assisted by the Springboro Police if necessary. Also, it states that Springboro Police can make regular routine patrols through the Park (it is their land and don't think we can keep them from patrolling their Park). The agreement states they can make regular routine patrols; if they make any arrests, anything they do, will come to the Franklin Municipal Court and if any investigations, etc., will be turned over to the Franklin Police Department or they will work together with the Franklin Police Department. Basically, it states the Franklin Police Department will be the direct responsibility of the Park and Springboro will be back-up.

Mayor Centers stated this is an odd set up – mutual aid agreement is probably the best way to do it – allows both Police Departments to patrol the Park.

Mr. B. Centers asked if Springboro holds an event at the Park, do we have to send our officers to the Park, if we have extra officers. Mr. Lewis stated, no, we don't have to. Mr. B. Centers asked what if it's a revenue generating event, will we have to police their event. Mr. Lewis stated no, we don't have to. It's our jurisdiction and anytime – anything goes on there, we can patrol the Park and we would patrol the Park.

Mayor Centers asked if all those involved, from both cities, have looked at and agreed to this. Mr. Lewis stated yes.

Mr. Bray stated he doesn't think our Police Department should be there. Both Mr. Lewis and Ms. Fisher stated we have to be. Ms. Fisher added we have jurisdiction over the Park as it lies within the City of Franklin.

Mr. Bray added he'd like for the calls to go to Springboro, let them handle it, it's their Park in our City, and you take care of it and call us for mutual aid. Mr. Lewis explained if someone makes a 911 call from the Park, it will come into our Dispatch Center so we don't have a choice as it is our jurisdiction and we would respond to it. Mayor Centers stated we also have the right to use the Park. Mr. Lewis stated yes,

it's a public Park. Mayor Centers asked if you have to go into Springboro City Limits to go across the bridge. Mr. Lewis stated that is still in the City of Franklin.

Mr. B. Centers asked Chief Whitman if he had any comments on this. Chief Whitman stated that the extra duty details will have to be discussed with the City Manager as it's in our City it would have to be offered to us first. Discussion continued on this. Mayor Centers asked Chief Whitman how much will it cost for the extra detail. Chief Whitman stated if it's a Springboro sponsored event, the bill would go to Springboro. Mayor Centers asked what if they say they will send their officers to patrol. Chief Whitman stated then he thinks we will have a grievance problem from our union because they are performing a law enforcement function within the City of Franklin and it wasn't offered to City officers. Ms. Fisher stated she doesn't think that would apply. Mr. Lewis added Springboro owns the Park, as the owner it would be no different than Kingdom (as an example) hiring outside security (not the Franklin Police Department) for an event. It was questioned that being a private entity verses a public entity. Discussion continued on whether or not a grievance could be filed and under what circumstances.

Mayor Centers asked Chief Whitman if he is okay to move ahead with this Agreement. Chief Whitman stated with the exception of the extra duty detail, yes. Mayor Centers asked if we should talk with Springboro about this situation before we agree to this Agreement. Chief Whitman stated he thinks we should.

Mr. Lewis stated we will research what we have to do and what we can do.

Mr. B. Centers made the motion to table Resolution 2016-51; seconded by Mrs. Fouts. The vote:

Mrs. Fouts	yes
Mr. Hall	yes
Mr. B. Centers	yes
Mr. Ruppert	absent
Mr. Bray	yes
Mayor Centers	yes
Mr. Aldridge	yes

Motion passed.

WORK SESSION: DOWNTOWN

Mr. Lewis suggested that this be tabled until after the Economic Development Council Committee meets as they will be talking with a lady from Middletown and it might save some time if we meet first, then proceed with the work session as we might have some new ideas to present.

Mayor Centers stated the downtown work session will be rescheduled after the Economic Development Council Committee meeting.

CITY MANAGER'S REPORT

Mr. Lewis reported on the following:

- We need to schedule a pool study committee meeting. Mr. Hall stated yes, to proceed with scheduling a meeting. Mayor Centers asked where we are with this – do we have enough information to discuss yet. Mr. Hall stated we haven't been able to meet yet.

COUNCIL COMMENTS

Mr. B. Centers stated the Economic Development Council Committee meeting has been rescheduled for November 7th before the Council meeting. Also, he attended the Chamber of Commerce luncheon today at the Dayton Dragons Stadium and toured the facility. A Township representative mentioned the Moonlight & Mistletoe Festival on December 3rd, behind the Township Building at 4 p.m. Mrs. Daniels from the Franklin Junior High School was awarded 'teacher of the week' for all of the greater Dayton area by Channel 5 and Warm 98.5 – she does a great job. Also thanked everyone for coming.

Mr. Bray had no comments tonight.

Mr. Hall stated remember FallFest this weekend. Also, how long is the stuff going to be out in front of the building – looks worse. Mr. Lewis stated we will know Wednesday. Mr. Hall thanked Mr. Lewis for fixing the streets (where the water lines have sunk) in Harpland.

Mrs. Fouts stated she's received lots of comments about how awesome FallFest is and she will be handing out flyers on the pizza boxes. Also, appreciate all the work being done on the building across the street, on a personal level, it is awful and she has received lots of comments about it. Also, she's disappointed with JD Legends allowing that to go on. Also, I think our town should be very proud of what our Public Works Department does.

Mr. Aldridge thanked everyone for coming tonight.

Mrs. Fouts stated don't forget our Wildcat Football Team. Mr. Aldridge noted that David Bishop, class of '82, bought jerseys for all the players for Friday's night Homecoming game.

Mayor Centers had no comments tonight – look forward to seeing everyone at FallFest.

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

Mr. Hall	yes
Mr. B. Centers	yes
Mr. Ruppert	absent
Mr. Bray	yes
Mayor Centers	yes
Mr. Aldridge	yes
Mrs. Fouts	yes

Motion passed.

Mayor Centers adjourned the meeting at 6:43 p.m.

Mayor

Clerk of Council