



🏠 Location: 1 Benjamin Franklin Way  
📅 Date: Monday, March 7, 2022  
🕒 Time: 6:00 PM

## CITY COUNCIL REGULAR MEETING AGENDA

1. Call to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approve the Clerk's Journal and Accept the Tapes as the Official Minutes of the February 7, 2022 Meeting.
5. Approve the Clerk's Journal and Accept the Tapes as the Official Minutes of the February 17, 2022 Meeting
6. Approve the Clerk's Journal and Accept the Tapes as the Official Minutes of the March 3, 2022 Meeting.
7. Presentations.
  - A. **DTF Annual Report for 2021:** Major Steve Arrasmith, Investigations Division Commander Warren County Sheriff's Office & Drug Task Force
  - B. **Warren County Sheriff:** Year in Review for 2021, Sheriff Larry L. Sims
  - C. **Council Committee Reports**
8. Reception of Visitors.
9. Public Hearing.
  - A. **ORDINANCE 2022-06** CHAPTERS 911 and 919 OF THE CODIFIED ORDINANCES OF THE CITY OF FRANKLIN, OHIO, RESPECTIVELY CAPTIONED "WATER SERVICE" AND "SEWER RENTAL" (Jonathan Westendorf)
    - a. Exhibit A: Sections 911.10 and 919.05
  - B. **ORDINANCE 2022-07** PROHIBITING MEDICAL MARIJUANA CULTIVATORS, PROCESSORS AND RETAIL DISPENSARIES WITHIN THE CITY OF FRANKLIN, OHIO (Jonathan Westendorf)
  - C. **ORDINANCE 2022-08** EXTENDING THE DEVELOPMENT MORATORIUM ON NEW COMMERCIAL DEVELOPMENT WITHIN THE DOWNTOWN REVITALIZATION AREA FOR AN ADDITIONAL 180 DAYS (Jonathan Westendorf)

10. **New Business.**

A. **TREX Liquor License Application** – JBA Merchandising, 1012 E. Second Street (Chief Colon)

B. **RESOLUTION 2022-21** AUTHORIZING THE PURCHASE OF A NEW JOHN DEERE 524 P WHEEL LOADER FOR THE PUBLIC WORKS DEPARTMENT FROM MURPHY TRACTOR & EQUIPMENT THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES COOPERATIVE PURCHASING PROGRAM (Steve Inman)

a. Exhibit A: Quote

11. **Introduction of New Legislation.**

12. **City Manager's Report.**

13. **Council Comments.**

14. **Executive Session:** 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) and to consider confidential information related to the specific business strategy of an applicant for economic development assistance that involves public infrastructure improvements that are directly related to an economic development project pursuant to ORC 121.22(G)(8).

ORC 121.22(G)(8)(b): 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.

15. **Adjournment.**



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## CITY COUNCIL CLERK'S JOURNAL

### CITY COUNCIL

**Brent Centers**  
**Todd Hall**  
**Michael Aldridge**  
**Denny Centers**  
**Debbie Fouts**  
**Paul Ruppert**  
**Matt Wilcher**

### CITY STAFF

**Jonathan Westendorf, City Manager**  
**Karisa Steed, Assistant to the City Manager**  
**Ben Yoder, Law Director**  
**Cindy Ryan, Finance Director**  
**Adam Colon, Police Chief**  
**Andy Riddiough, Fire & EMS Chief**  
**Steve Inman, Public Works Director**  
**Barry Conway, City Engineer**  
**Khristi Dunn, Clerk of Council**

Members of the Franklin City Council met in regular session on Monday, February 7, 2022, 6:00 PM in the Council Chambers located at 1 Benjamin Franklin Way, Franklin, Ohio 45005.

1. **Call to Order.** Mayor Brent Centers called the regularly scheduled meeting of the Franklin City Council on Monday, February 7, 2022 to order at 6:00 PM.

2. **Roll Call.** Ms. Dunn called roll which showed:

MR. MICHAEL ALDRIDGE	PRESENT
MRS. DEBBIE FOUTS	PRESENT
MR. MATT WILCHER	PRESENT
MR. DENNY CENTERS	PRESENT
MR. PAUL RUPPERT	PRESENT
VICE MAYOR TODD HALL	PRESENT
MAYOR BRENT CENTERS	PRESENT

Ms. Chibis, Chief Colon, Mr. Conway, Ms. Dunn, Mr. Inman, Chief Riddiough, Ms. Ryan, Ms. Steed, Mr. Westendorf, Mr. Yoder, five guests, and one member of the press were in attendance.

3. **Pledge of Allegiance.** The pledge of allegiance was led by Mayor Centers.

4. **Approve the Clerk's Journal and Accept the Tapes as the Official Minutes of the January 3, 2022 Meeting.** The Mayor asked if there were any amendments to the Clerk's Journal. Hearing none, he called for a motion. Vice Mayor Hall made the motion to approve the Clerk's Journal and accept the tapes as the Official Minutes of the **January 3, 2022**, general meeting; seconded by Mr. Aldridge. The vote:

MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes

MAYOR BRENT CENTERS      yes

MR. MICHAEL ALDRIDGE      yes

Motion passed.

## 5. Presentations.

### A. Committee Reports.

Mr. D. Centers gave an update from the 2/1/2022 Finance Committee meeting. The Committee recommends the purchase of Body Worn Cameras for the Police Department, Debt Refinancing and adding a part time position to the Parks and Recreation department.

Mr. Centers also shared that a gentleman that drives a patriotic truck out of Montana has created a calendar and donated \$500 in proceeds from the calendar to the City of Franklin Department of Fire & EMS. Council and staff thanked Mr. Brad Chase for his donation.

Mr. Ruppert attended a Parks & Recreation Commission meeting. There are exciting things coming to the parks, including online scheduling for the use of fields and shelters.

The Mayor gave an update from the 1/20/2022 Safety Committee meeting. Chief Colon plans to have the City fully compliant with the Ohio Collaborative agreement by the end of 2022. Updates at the Police Department include towing policy, vehicle maintenance, School Resource Officer staffing, body-worn cameras and facility improvements.

The Fire & EMS Division is working on staffing and fleet updates.

The State of Ohio has made Fireworks legal within certain parameters. The Safety committee recommends aligning with the state's requirements and focusing on education of safe use.

The Committee recommends passing a permanent Marijuana moratorium.

The Committee discussed community and first responder mental health. Expanding the current HOPE program was also discussed.

## 6. Reception of Visitors. The Mayor opened the Reception of Visitors at 6:09 PM.

Mr. Doug Greathouse of 41 West 6<sup>th</sup> Street asked to be heard. Mr. Greathouse voiced concerns about the City's noxious weeds policy and suggested the City join the Regional Income Tax Authority.

Ms. Marlene Temple of Union Road asked to be heard. She voiced concerns about a subdivision being built on Union Road and being annexed into the City.

The Mayor closed the Reception of Visitors at 6:23 PM.

## 7. Public Hearing.

### A. **ORDINANCE 2022-01** AMENDING CHAPTER 1105, ADMINISTRATION, CHAPTER 1107 DISTRICTS AND LAND USE STANDARDS, CHAPTER 1113 USE REQUIREMENTS AND STANDARDS AND CHAPTER 1115 PROCESS AND PROCEDURES OF THE CITY OF FRANKLIN UNIFIED DEVELOPMENT ORDINANCE

This Ordinance would amend Section 1105.06, Planning Commission, Section 1105.07, Appeals Board, Section 1107.02, Residential Districts, Section 1107.07, Parks and Recreation District, Section 1113.01,

Conditional Uses, Section 1115.08, Site Plans, Section 1115.09, Approvals By The Planning Commission and Standards and Section 1115.10, Approvals By The Appeals Boards of the Unified Development Ordinance. These amendments originated at Planning Commission, who held a public hearing on the proposed changes at its December 13, 2021 meeting. At that meeting, Planning Commission voted unanimously (7-0) to recommend Council approve these amendments.

The Mayor opened and closed the Public Hearing at 6:27 PM as none asked to be heard.

The Mayor opened the floor for Council deliberation. Mr. D. Centers made the motion to adopt

**ORDINANCE 2022-01** as submitted; seconded by Vice Mayor Hall. The vote:

MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes
MAYOR BRENT CENTERS	yes
MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes

Motion passed.

**B. ORDINANCE 2022-02** APPROVING THE MAJOR SUBDIVISION FINAL RECORD PLAN FOR THE DOMINO'S FRANKLIN SUBDIVISION LOCATED AT 675 E. SECOND STREET

The Domino's Franklin Subdivision Final Record Plan is a combination of two lots into one lot containing 0.684 acres more or less. This Final Record Plan also dedicates 0.141 acres of right-of-way along E. Second Street and a storm sewer easement.

Southern Ohio Pizza, 64 West Eleanor Drive, Springboro, Ohio 45066 filed for this subdivision.

After holding a public hearing on the request, Planning Commission voted at its December 13, 2020 meeting, unanimously (7 - 0) to make a recommendation to Council to approve this Final Record Plan.

The Mayor opened and closed the Public Hearing at 6:30 PM as none asked to be heard.

The Mayor opened the floor for Council deliberation. Mr. Wilcher made the motion to adopt

**ORDINANCE 2022-02** as submitted; seconded by Mr. Ruppert. The vote:

MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes
MAYOR BRENT CENTERS	yes
MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes

Motion passed.

**C. ORDINANCE 2022-03** INITIATING CERTAIN AMENDMENTS TO SECTIONS 3.03, 3.07, 3.10, 4.03, 4.11, 5.05, 8.06, 10.02, 11.06, 11.09 AND 11.10 OF THE CITY OF FRANKLIN, OHIO CHARTER AND DIRECTING THE CLERK OF COUNCIL TO CERTIFY THE SAME TO THE WARREN COUNTY BOARD OF ELECTIONS FOR PLACEMENT OF THE QUESTION OF THE CHARTER AMENDMENTS UPON THE MAY 3, 2022 PRIMARY ELECTION BALLOT TO BE SUBMITTED TO THE CITY'S ELECTORS FOR FINAL REVIEW AND APPROVAL

In accordance with Section 7.04 of the City of Franklin Charter, the City appointed six (6) individuals to the City of Franklin Charter Review Commission on May 17, 2021. The Charter Review Commission met multiple times throughout 2021 to review the City Charter and discuss revisions to the same. The Law Director presented to City Council the final set of Charter amendments proposed by the Charter Review Commission during public meetings held on November 15, 2021 and December 6, 2021. City Council selected a number of the proposed amendments to be submitted to the City's electors for final review and approval (attached as an exhibit to this Ordinance). If Council passes this Ordinance, the selected Charter amendments will be submitted to the City's electors as part of the May 3, 2022 Primary Election ballot for final review and approval/disapproval.

The Mayor opened the Public Hearing at 6:41 PM. Mr. David Hopper of 181 Waterstone Drive, who chaired the Charter Review Commission, asked to be heard. Mr. Hopper spoke in favor of all the proposed changes. The Mayor closed the Public Hearing at 6:46 PM.

The Mayor opened the floor for Council deliberation. Council discussed public education and election timing. Mr. Ruppert made the motion to adopt **ORDINANCE 2022-03** as submitted; seconded by Mr. Aldridge. The vote:

MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes
MAYOR BRENT CENTERS	yes
MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes

Motion passed.

**D. ORDINANCE 2022-04 PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$2,050,000 VARIOUS PURPOSE LIMITED TAX GENERAL OBLIGATION REFUNDING BONDS AND DECLARING AN EMERGENCY**

The City of Franklin previously issued its \$5,630,000 Various Purpose Refunding Bonds in 2012 (the "Series 2012 Bonds"). \$1,965,000 of the principal amount of the Series 2012 Bonds currently remains outstanding. The Finance Department and Finance Committee recommends that the City redeem the outstanding Series 2012 Bonds scheduled to mature on or after December 1, 2022.

The Mayor opened the Public Hearing at 6:53 PM.

The Mayor opened the floor for Council deliberation. Mr. D. Centers said the Finance Committee recommends passage. Mr. Wilcher made the motion to adopt **ORDINANCE 2022-04** as submitted; seconded by Mr. D. Centers. The vote:

VICE MAYOR TODD HALL	yes
MAYOR BRENT CENTERS	yes
MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes

Motion passed.

**E. ORDINANCE 2022-05** EXTENDING THE DEVELOPMENT MORATORIUM ON NEW COMMERCIAL DEVELOPMENT WITHIN THE DOWNTOWN REVITALIZATION AREA FOR AN ADDITIONAL 180 DAYS AND DECLARING AN EMERGENCY

The City of Franklin currently has a development moratorium in effect on the acceptance of applications for major subdivisions, major site plans, planned unit developments, and Zoning Map amendments for new commercial developments within the Downtown Revitalization Area. The purpose of the moratorium is to give the City time to evaluate the types of public infrastructure, building improvements and land uses best-suited for the Downtown Revitalization Area (and potentially adopt amendments to the City's Comprehensive Plan, Uniform Development Code and Zoning Map to facilitate such improvements/uses). The moratorium is set to expire on March 4, 2022. The City needs additional time to fulfill the purposes of the moratorium. This Emergency Ordinance extends the current moratorium for an additional 180 days following the current March 4<sup>th</sup> expiration date.

The Mayor opened and closed the Public Hearing at 6:57 PM as none asked to be heard.

The Mayor opened the floor for Council deliberation. Vice Mayor Hall made the motion to adopt **ORDINANCE 2022-05** as submitted; seconded by Mrs. Fouts. The vote:

MAYOR BRENT CENTERS	yes
MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes

Motion passed.

**8. New Business.**

**A. Liquor License Application** – Orpheus L Garrison, 544 S. Main St & Patio

Chief Colon reported that no issues were found when researching this location and applications. There were also no concerns from Mr. Westendorf.

The Mayor asked if there were any additional questions or comments. Hearing none, he called for a motion. Mr. D. Centers made the motion to NOT request hearings for the named liquor permit applications; seconded by Mr. Aldridge. The vote:

MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes
MAYOR BRENT CENTERS	yes

Motion passed.

**B. RESOLUTION 2022-12** APPROVING THE APPOINTMENT OF COUNCIL MEMBERS TO THE STANDING COMMITTEES OF COUNCIL FOR THE YEAR 2022

Mayor B. Centers stated Council Committees are as follows:

FINANCE COMMITTEE

Denny Centers, Chair  
Michael Aldridge  
Matt Wilcher

SAFETY COMMITTEE

Brent Centers, Chair  
Michael Aldridge  
Matt Wilcher

PUBLIC WORKS & UTILITIES COMMITTEE

Matt Wilcher, Chair  
Denny Centers  
Paul Ruppert

GOVERNMENT AFFAIRS COMMITTEE

Debbie Fouts, Chair  
Denny Centers  
Todd Hall

ECONOMIC DEVELOPMENT & PLANNING COMMITTEE

Michael Aldridge, Chair  
Todd Hall  
Debbie Fouts

PARKS & RECREATION COMMITTEE

Paul Ruppert, Chair  
Matt Wilcher  
Brent Centers

ENVIRONMENTAL AFFAIRS COMMITTEE

Todd Hall, Chair  
Paul Ruppert  
Debbie Fouts

The Mayor asked for a motion. Vice Mayor Hall made the motion to adopt **RESOLUTION 2022-12** as submitted; seconded by Mr. Ruppert. The vote:

MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes



MAYOR BRENT CENTERS      yes  
MR. MICHAEL ALDRIDGE      yes

Motion passed.

**C. RESOLUTION 2022-13** 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

This is the sixth year we have contracted with the Warren County Engineer's Office to purchase road salt. Last year we received our salt from Cargill at a price of \$72.29 per ton. We used approximately 1,078 tons of salt for the 2021 season. We have to provide the County Engineer with an estimate of salt needed for the 2022 season before they go out to bid. We have estimated our purchase at 2,000 tons; although we are only required under the program to purchase what we need, which could be less than the 2,000 tons we are estimating.

The Mayor asked for a motion. Vice Mayor Hall made the motion to adopt **RESOLUTION 2022-13** as submitted; seconded by Mr. Aldridge. The vote:

MR. MATT WILCHER      yes  
MR. DENNY CENTERS      yes  
MR. PAUL RUPPERT      yes  
VICE MAYOR TODD HALL      yes  
MAYOR BRENT CENTERS      yes  
MR. MICHAEL ALDRIDGE      yes  
MRS. DEBBIE FOUTS      yes

Motion passed.

**D. RESOLUTION 2022-14** AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH THE BOARD OF COUNTY COMMISSIONERS OF MONTGOMERY COUNTY, OHIO AND THE MONTGOMERY COUNTY ENGINEERS OFFICE, OHIO RELATING TO THE FINAL DESIGN OF THE DAYTON-CINCINNATI PIKE RETAINING WALL

The Resolution asks Council to authorize the City Manager to execute an intergovernmental agreement between the City of Franklin and Montgomery County Board of County Commissioners (acting through the County Engineer), which would allow the City to jointly work with the County Engineer's Office to complete a final design for the repair/replacement of the retaining wall holding up Dayton-Cincinnati Pike (N. Dixie Highway). Pursuant to the agreement, the County will contract with an engineering firm to develop designs and construction plans for rehabilitation of the retaining wall, and the County and City will share in the cost of engaging the engineering firm (proportionate to the portion of the retaining wall in each party's respective jurisdiction).

About 53% of the wall is located in the City of Franklin. The City would, therefore, be responsible for paying 53% of the cost of engaging the engineering firm. Based on the engineering firm's estimated fees/costs for its engineering/design services, the City's portion of the cost is anticipated to be approximately \$140,000.

The County Engineer estimates the total cost of the retaining wall rehabilitation project (inclusive of the engineering firm's initial engineering/design fees and final construction costs) will be approximately \$1.6

Million. The final design for the rehabilitated retaining wall is expected to be completed in 2022 and construction work would occur in 2024.

The Mayor asked for a motion. Mr. Ruppert made the motion to adopt **RESOLUTION 2022-14** as submitted; seconded by Mr. Aldridge. The vote:

MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes
MAYOR BRENT CENTERS	yes
MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes

Motion passed.

**E. RESOLUTION 2022-15 ADOPTING POSITION DESCRIPTION FOR THE PARKS AND RECREATION COORDINATOR**

This Resolution adopts a new position description for Recreation and Event Coordinator Position

The Mayor asked for a motion. Vice Mayor Hall made the motion to adopt **RESOLUTION 2022-15** as submitted; seconded by Mrs. Fouts. The vote:

MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes
MAYOR BRENT CENTERS	yes
MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes

Motion passed.

**F. RESOLUTION 2022-16 AMENDING RESOLUTION 2022-08 AND AUTHORIZING POSITION TITLES AND THE NUMBER OF POSITIONS FOR EACH TITLE FOR CITY OF FRANKLIN AND FRANKLIN MUNICIPAL COURT PERSONNEL FOR THE YEAR 2022**

This Resolution provides for the re-organization of titles and/or positions and/or creation of new positions: Recreation/Event Coordinator position created and reduce Full Time Income Tax Clerk from 2 to 1 with an additional Part Time and Season Clerk position.

The Mayor asked for a motion. Mr. D. Centers made the motion to adopt **RESOLUTION 2022-16** as submitted; seconded by Mr. Ruppert. The vote:

VICE MAYOR TODD HALL	yes
MAYOR BRENT CENTERS	yes
MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes

Motion passed.

**G. RESOLUTION 2022-17 AMENDING RESOLUTION 2022-09 AND ESTABLISHING THE ORGANIZATIONAL LISTINGS AND PAY RATES FOR THE CITY OF FRANKLIN OFFICIALS AND EMPLOYEES FOR THE YEAR 2022.**

Resolution 2021-72 is being amended to set the rates of pay for 2022. The Recreation and Event Coordinator position is being added.

The Mayor asked for a motion. Mr. Wilcher made the motion to adopt **RESOLUTION 2022-17** as submitted; seconded by Mrs. Fouts. The vote:

MAYOR BRENT CENTERS	yes
MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes

Motion passed.

**H. RESOLUTION 2022-18 ADOPTING THE CITY OF FRANKLIN, OHIO INCOME TAX POLICY REGARDING DOCUMENTATION OF REAL PROPERTY OCCUPIED UNDER LAND CONTRACT AND TAXATION OF LAND CONTRACT PROFITS**

Where real estate within the City is occupied under land contract, the Finance Department, Income Tax Division has required the owner of the property to file an annual income tax return with the City. If the owner is a resident of the City, the owner must claim profits collected under the contract as earned income in the applicable tax year, subject to the City's income tax ordinances, and identify the buyer/occupant of the property. If the owner is not a resident of the City, the owner is not required to pay income tax to the City on the land contract profits, but is still required to file a return stating the property is under land contract and identifying the buyer/occupant of the property. The Finance Department has received questions from owners of property under land contract in the City regarding their duty to file income tax returns with the City and claim land contract profits as earned income on the return. The Income Tax Policy attached to this Resolution formally states the City's policy with respect to this matter and, if passed by Council, will be provided to individuals in response to questions received by the Finance Department in the future

The Mayor asked for a motion. Vice Mayor Hall made the motion to adopt **RESOLUTION 2022-18** as submitted; seconded by Mr. D. Centers. The vote:

MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes
MAYOR BRENT CENTERS	yes

Motion passed.

**I. RESOLUTION 2022-19** AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH AXON ENTERPRISE, INC. FOR THE PURCHASE OF CERTAIN BODY WORN CAMERA EQUIPMENT AND RELATED SERVICES FOR USE BY THE CITY OF FRANKLIN DIVISION OF POLICE

The Resolution seeks authorization from City Council to purchase a number of body worn cameras from Axon Enterprise, Inc., to be worn by Franklin police officers in the line of duty. Axon body cameras have unique features and capabilities the City desires for its police body cameras.

If approved by Council, the Agreement would extend for 5 years at a total contract price of \$198,207.99, payable in annual amounts of approximately \$39,641.60. The first annual installment payment is expected to be due this year in mid-April. There are sufficient funds available in the General Fund to cover the 2022 installment payment.

The Mayor asked for a motion. Mr. Ruppert made the motion to adopt **RESOLUTION 2022-19** as submitted; seconded by Mr. Aldridge. The vote:

MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes
MAYOR BRENT CENTERS	yes
MR. MICHAEL ALDRIDGE	yes

Motion passed.

**9. Introduction of New Legislation.**

**A. ORDINANCE 2022-06** CHAPTERS 911 and 919 OF THE CODIFIED ORDINANCES OF THE CITY OF FRANKLIN, OHIO, RESPECTIVELY CAPTIONED “WATER SERVICE” AND “SEWER RENTAL”

**B. ORDINANCE 2022-07** PROHIBITING MEDICAL MARIJUANA CULTIVATORS, PROCESSORS AND RETAIL DISPENSARIES WITHIN THE CITY OF FRANKLIN, OHIO

**C. ORDINANCE 2022-08** EXTENDING THE DEVELOPMENT MORATORIUM ON NEW COMMERCIAL DEVELOPMENT WITHIN THE DOWNTOWN REVITALIZATION AREA FOR AN ADDITIONAL 180 DAYS

**10. City Manager’s Report.** Mr. Westendorf said Public Works has done a fantastic job over the past few days with the storm and water main breaks. He is proud of Council and the City for approving the police body worn cameras. It is nice to be leading the way in transparency and trust. Our officers do a great job and he is glad to have this technology to support them.

**11. Council Comments.**

Mr. Wilcher thanked Ms. Temple for attending the meeting, and said that he wished to share more information with her but she had not stayed for the duration of the meeting. He said it is Council’s job to create the right environment for growth. He feels the proposed housing development will help the City. He thanked Mr. Hopper for his service on the Planning and Charter Review Commission. He asked Mr. Inman to pass along his thanks to the Public Works team for all their hard work.

Mrs. Fouts said this was the most exciting meeting she's attended in the past six years. There has been resistance in the past to body worn cameras. She is excited for the protection that these provide to the officers. She also spoke in favor of the new housing development. She is excited about the new parks and recreation position and the help it will provide to Mr. Inman and Mr. Westendorf. She is ready for the growth.

Mr. Aldridge echoed Mr. Wilcher and Mrs. Fouts comments.

Mr. D. Centers agreed with Mr. Wilcher and Mrs. Fouts. He asked Mr. Inman about generators to ensure services are given to citizens during an outage. There is a generator at the water plant, one at a well, and Mr. Inman is looking to place one at another well in the next five years. There is also a generator at one lift station, and Mr. Inman is looking at a portable generator for the other lift stations. Mr. Westendorf stated that the City Building is also in need of a generator. There is a plan to upgrade a Public Works generator and use an existing generator at the City Building.

Mr. Ruppert had no comments.

Vice Mayor Hall thanked staff for their hard work. Things are moving in the right direction and quicker than most realize. He and Council appreciate what staff is doing.

Mr. Aldridge asked about technology to help educate the public. Mr. Westendorf replied that this is still in the works and staff will work towards communicating more proactively.

Mayor Centers responded to Mr. Greathouse's earlier comment by saying that he has discussed the RITA tax with the auditor Matt Nolan and said it's a difficult way to collect taxes when there is already a system in place.

He congratulated Cheryl Hedric on her retirement after 25 years of service. He also congratulated April Newell on her promotion the Tax Administrator position.

He thanked Mr. Inman and complimented his crew on the snow removal.

The body worn cameras is a big move for the City.

He thanked Mr. Humpries from Carlisle Council and former Chief Rockwood for attending.

**12. Executive Session.** Mayor centers called for a motion to enter into executive session 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) and to consider confidential information related to the specific business strategy of an applicant for economic development assistance that involves public infrastructure improvements that are directly related to an economic development project pursuant to ORC 121.22(G)(8).

ORC 121.22(G)(8)(b): 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.

Vice Mayor Hall made the motion, seconded by Mr. D. Centers. Council entered into executive session at 8:00 PM with planned action to follow.

Vice Mayor Hall made the motion to adjourn out of executive session; seconded by Mr. Aldridge. The Mayor called for a voice vote and by voice vote the motion was approved 7-0. Council adjourned out of executive session at approximately 11:26 PM

### 13. New Business.

#### A. RESOLUTION 2022-20 APPOINTING COUNCIL MEMBERS AND MEMBERS-AT-LARGE TO CERTAIN DULY AUTHORIZED BOARDS AND COMMISSIONS OF THE CITY OF FRANKLIN, OHIO AND TO OTHER REGIONAL BOARDS AND COMMISSIONS

The following are appointed to boards and commissions:

Section 1. The following member of Council is hereby appointed to the City of Franklin Planning Commission for a one (1) year term, January 1, 2022 to December 31, 2022:

Paul Ruppert

Section 2. The following person is hereby appointed to the Planning Commission for a four (4) year term, ending December 31, 2025:

Christine Pirot

Section 3. The following person is hereby appointed to the Board of Zoning, Building & Housing Appeals for a four (4) year term, ending December 31, 2025:

Elizabeth Townsley

Section 4. The following person is hereby appointed to the Civil Service Commission for a six (6) year term, January 1, 2022, to December 31, 2027:

Brian Graves

Section 5. The following persons are hereby appointed to the Parks and Recreation Board for a four (4) year term ending December 31, 2025:

Bill Ray Osborn

Chris Saporito

Section 6. The following person is hereby appointed to the City of Franklin Parks and Recreation Commission for a four (4) year term, January 1, 2020, to December 31, 2023 and one appointed to fulfill the remainder of Ms. Stivers term, said term ending December 31, 2023:

Rodney Roberts

Shane Centers, remainder of Ms. Stivers term, expiring December 31, 2023.

Section 7. The following member of Council and his or her alternate are hereby appointed to the Miami Valley Regional Planning Commission (MVRPC) for a one (1) year term, January 1, 2022, to December 31, 2022:

Brent Centers

Jonathan Westendorf, Alternate

Section 8. The following person and his or her alternate are hereby appointed to the Miami Valley Regional Planning Commission Technical Advisory Committee (MVRPC-TAC) for a one (1) year term, January 1, 2022, to December 31, 2022:

Jonathan Westendorf

Barry Conway, Alternate

Section 9. The following person and his or her alternate are hereby appointed to the Warren County Regional Planning Commission (WCRPC) for a one (1) year term, April 1, 2022, to March 31, 2023:

Jonathan Westendorf

Barry Conway, Alternate

Barry Conway

Brent Centers, Alternate

Denny Centers

Paul Ruppert, Alternate

Section 10. The following person is hereby appointed to the Warren County Board of Health for a one (1) year term, January 1, 2022, to December 31, 2022:

Adam McClanahan

Section 11. The following person is hereby appointed to Special Events Committee to fulfill the remainder of Ms. Roberts' term, said term ending December 31, 2022

Jill Wright

Section 12. The following persons are hereby appointed to the Firing Range Committee:

Jonathan Westendorf, City Manager

Adam Colon, Chief of Police

Chris Keane, Police Department Member

Bob Rockwood, Citizen

The Mayor asked for a motion and noted that he would be abstaining from Section 6, appointing Shane Centers to the Parks and Recreation Commission. Mr. D. Centers said that his vote would abstain from Section 6 as well. Vice Mayor Hall made the motion to adopt **RESOLUTION 2022-20** as submitted; seconded by Mrs. Fouts. The vote:

MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	yes
MAYOR BRENT CENTERS	yes
MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes

Motion passed.

**14. Adjournment.** The Mayor called for a motion to adjourn the meeting. Vice Mayor Hall made the motion; seconded by Mrs. Fouts. The Mayor called for a voice vote and by voice vote the motion passed 7-0.

The Mayor adjourned the meeting at 11:27 PM.



🏠 **Location:** 1 Benjamin Franklin Way  
📅 **Date:** Monday, February 7, 2022  
🕒 **Time:** 6:00 PM

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Brent Centers, Mayor

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Khristi Dunn, Clerk of Council





🏠 Location: 1 Benjamin Franklin Way  
📅 Date: Thursday, February 17, 2022  
🕒 Time: 4:30 PM

## CITY COUNCIL CLERK'S JOURNAL

### CITY COUNCIL

**Brent Centers**  
**Todd Hall**  
**Michael Aldridge**  
**Denny Centers**  
**Debbie Fouts**  
**Paul Ruppert**  
**Matt Wilcher**

### CITY STAFF

**Jonathan Westendorf, City Manager**  
**Karisa Steed, Assistant to the City Manager**  
**Ben Yoder, Law Director**  
**Cindy Ryan, Finance Director**  
**Adam Colon, Police Chief**  
**Andy Riddiough, Fire & EMS Chief**  
**Steve Inman, Public Works Director**  
**Barry Conway, City Engineer**  
**Khristi Dunn, Clerk of Council**

Members of the Franklin City Council met in emergency session on Thursday, February 17, 2022 at 4:30 PM in the Council Chambers located at 1 Benjamin Franklin Way, Franklin, Ohio 45005.

1. **Call to Order.** Due to the absence of the Mayor and Vice Mayor, and in compliance with Section 10 (a) (1) of the Rules of Council, Clerk of Council Ms. Khristi Dunn called the emergency meeting of the Franklin City Council on Thursday, February 17, 2022 to order at 4:32 PM.

2. **Roll Call.** Ms. Dunn called roll which showed:

VICE MAYOR TODD HALL	ABSENT
MAYOR BRENT CENTERS	ABSENT
MR. MICHAEL ALDRIDGE	PRESENT
MRS. DEBBIE FOUTS	PRESENT
MR. MATT WILCHER	PRESENT
MR. DENNY CENTERS	PRESENT
MR. PAUL RUPPERT	PRESENT

Mr. Conway, Ms. Dunn, Chief Riddiough, Ms. Steed, Mr. Westendorf and Ms. Carly Sherman of Bricker and Ecker were in attendance.

In accordance with the Rules of Council, Section 10 (a) (1), Ms. Dunn called for nominations for a presiding officer for the meeting. Mr. D. Centers nominated Mr. Michael Aldridge, seconded by Mrs. Fouts. The vote:

MAYOR BRENT CENTERS	absent
MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	absent

Motion passed.

Mr. Aldridge presided over the remainder of the meeting.

**3. ORDINANCE 2022-09** APPROPRIATING CERTAIN INTERESTS IN REAL PROPERTY FOR THE PUBLIC PURPOSE OF CONSTRUCTING A SHARED USE PATH, WHICH SHALL BE OPEN TO THE PUBLIC FREE-OF-CHARGE, AND DECLARING AN EMERGENCY.

The City of Franklin is working in cooperation with the Ohio Department of Transportation to construct a public shared use path, commonly referred to as the Clear Creek Bikepath Connector. The path will provide a safe link for pedestrians and bicyclists to travel between the City of Franklin Community Park and the City of Springboro’s Hazelwood Park, and will ultimately connect to the Great Miami Trail. The City is required to acquire certain private property interests from City residents in order to complete the project. With the help of Dunrobin Associates, LLC, the City has negotiated fair compensation with involved property owners for the City’s appropriation of most of the property required for the project. The City has not heard back from 1 property owner, however, in response to the City’s offer to purchase permanent and temporary easements across 1 parcel located at 840 Fourth Street. In order to meet ODOT deadlines related to the project, the City needs to initiate legal proceedings to gain immediate possession of the easement interests. The parties will then have additional time to negotiate fair compensation for the appropriated property interests.

Mr. D. Centers asked for an explanation of the “fair price” offered for the property. Ms. Sherman explained that the property was appraised, and each parcel was offered an amount based on that appraisal. Other owners accepted the offer or chose to donate the property.

Mr. Aldridge opened and closed the Public Hearing at 4:37 PM as none asked to be heard.

With no further discussion, he asked for a motion.

Mr. Wilcher made a motion to adopt **ORDINANCE 2022-09** as submitted, seconded by Mrs. Fouts. The vote:

MR. MICHAEL ALDRIDGE	yes
MRS. DEBBIE FOUTS	yes
MR. MATTHEW WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
MR. TODD HALL	absent
MR. BRENT CENTERS	absent

Motion passed.

**4. Adjournment.** Mr. Aldridge called for a motion to adjourn the meeting. Mr. Ruppert made the motion; seconded by Mr. D. Centers. The vote:

MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes
VICE MAYOR TODD HALL	absent



🏠 **Location:** 1 Benjamin Franklin Way  
📅 **Date:** Thursday, February 17, 2022  
🕒 **Time:** 4:30 PM

MAYOR BRENT CENTERS      absent

MR. MICHAEL ALDRIDGE      yes

Motion passed.

Mr. Aldridge adjourned the meeting at 4:38 PM.

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Brent Centers, Mayor

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Khristi Dunn, Clerk of Council

## CITY COUNCIL CLERK'S JOURNAL

### CITY COUNCIL

**Brent Centers**  
**Todd Hall**  
**Michael Aldridge**  
**Denny Centers**  
**Debbie Fouts**  
**Paul Ruppert**  
**Matt Wilcher**

### CITY STAFF

**Jonathan Westendorf, City Manager**  
**Karisa Steed, Assistant to the City Manager**  
**Ben Yoder, Law Director**  
**Cindy Ryan, Finance Director**  
**Adam Colon, Police Chief**  
**Andy Riddiough, Fire & EMS Chief**  
**Steve Inman, Public Works Director**  
**Barry Conway, City Engineer**  
**Khristi Dunn, Clerk of Council**

Members of the Franklin City Council met in a special session in conjunction with the Planning Commission and Board of Zoning Appeals on Thursday, March 3, 2022 at 5:00 PM in the Fire Training Room at 45 East 4<sup>th</sup> Street, Franklin, Ohio 45005.

1. **Call to Order.** Due to the absence of the Mayor and Vice Mayor, and in compliance with Section 10 (a) (1) of the Rules of Council, Clerk of Council Ms. Khristi Dunn called the special meeting of the Franklin City Council on Thursday, March 3, 2022 to order at 5:00 PM.

2. **Roll Call.** Ms. Dunn called roll which showed:

MR. PAUL RUPPERT	PRESENT
VICE MAYOR TODD HALL	ABSENT
MAYOR BRENT CENTERS	ABSENT
MR. MICHAEL ALDRIDGE	ABSENT
MRS. DEBBIE FOUTS	PRESENT
MR. MATT WILCHER	PRESENT
MR. DENNY CENTERS	PRESENT

Mr. Conway, Mr. Westendorf and Mr. Yoder, Zoning Official Kyle Lovelace, as well as members of the Planning Commission and Board of Zoning appeals were in attendance.

In accordance with the Rules of Council, Section 10 (a) (1), Ms. Dunn called for nominations for a presiding officer for the meeting. Mr. Ruppert nominated Mr. D. Centers, seconded by Mrs. Fouts. The vote:

MAYOR BRENT CENTERS	absent
MR. MICHAEL ALDRIDGE	absent
MRS. DEBBIE FOUTS	yes
MR. MATT WILCHER	yes
MR. DENNY CENTERS	yes
MR. PAUL RUPPERT	yes



🏠 **Location:** 45 East Fourth Street  
📅 **Date:** Thursday, March 3, 2022  
🕒 **Time:** 5:00 PM

VICE MAYOR TODD HALL      absent

Motion passed.

Mr. D. Centers presided over the remainder of the meeting.

3.      **Pledge of Allegiance.** The pledge was led by Mr. D. Centers.
4.      **Zoning-Related Boards & Commission Training.** Mr. Yoder led the training which focused on Powers & Duties, Hearing Procedures, Deliberations, Records, Open Meetings Act, Ethics.
5.      **Adjournment.** Mr. Wilcher made the motion; seconded by Mr. Ruppert. Mr. D. Centers called for a voice vote and by voice vote the motion passed 4-0.

Mr. D. Centers adjourned the meeting at 7:58 PM.

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Brent Centers, Mayor

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Khristi Dunn, Clerk of Council

## Legislative Cover Memo

**Introduction:** February 7, 2022

**Public Hearing:** March 7, 2022

**Effective Date:** April 6, 2022

**Agenda Item:** **Ordinance 2022-06**  
AMENDING CHAPTERS 911 and 919 OF THE CODIFIED ORDINANCES OF THE CITY OF FRANKLIN, OHIO, RESPECTIVELY CAPTIONED “WATER SERVICE” AND “SEWER RENTAL”

**Submitted by:** Jonathan Westendorf, City Manager

**Scope/Description:** This Ordinance amends the City’s water and sewer utility billing provisions to correct water and sewer service account deposit requirements and liability for unpaid water service bills.

**Exhibits:** Exhibit A: Sections 911.10 and 919.05

**Vote Required for Passage:** Per Section 4.03 of the City’s Charter, the passage of this Ordinance requires the affirmative vote of a majority of Council members present.

**Recommendation:** Approval.

CITY OF FRANKLIN, OHIO  
ORDINANCE 2022-06

**AMENDING CHAPTERS 911 and 919 OF THE CODIFIED ORDINANCES OF THE CITY OF FRANKLIN, OHIO,  
RESPECTIVELY CAPTIONED "WATER SERVICE" AND "SEWER RENTAL"**

WHEREAS, Chapters 911 and 919 of the Codified Ordinances of the City of Franklin set forth the City's water and sewer utility service account billing procedures and deposit requirements, penalties for unpaid bills, and liability provisions with respect to delinquent water and sewer service accounts;

WHEREAS, the City of Franklin Council desires to amend Sections 911.09 and 911.10 of the City's Codified Ordinances to correct water service billing procedures, deposit requirements, and personal liability for delinquent water service accounts in the context of leased premises;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FRANKLIN, WARREN COUNTY, OHIO THAT:

Section 1. Section 911.10 and Section 919.05 of the City's Codified Ordinances is hereby amended as set forth in Exhibit A, attached hereto.

Section 2. All ordinances or parts of ordinances that conflict with this Ordinance are hereby repealed.

Section 3. It is found that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action occurred in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the Rules of Council.

INTRODUCED: February 7, 2022

ADOPTED: March 7, 2022

ATTEST: \_\_\_\_\_  
Khristi Dunn, Clerk of Council

APPROVED: \_\_\_\_\_  
Brent Centers, Mayor

CERTIFICATE

I, the undersigned Clerk of Council for the Franklin City Council, do hereby certify that the foregoing is a true and correct copy of Ordinance 2022-06 passed by that body on March 7, 2022.

APPROVED AS TO FORM

\_\_\_\_\_  
Khristi Dunn, Clerk of Council

\_\_\_\_\_  
Ben Yoder, Law Director

### 911.10 Service Application And Deposit Requirements

- (a) Service Application: Application for water service shall be made by the record title owner of the property or a tenant of leased premises on the property. Prior to service being rendered, the below-listed items shall be complied with:
- (1) The owner or tenant of the premises, as applicable, shall sign a service agreement, stating he or she is responsible for payment of all water services rendered to the premises.
  - (2) If a tenant of the premises signs a service agreement providing he or she is primarily responsible for payment of water utility services to the premises, water utility bills shall be sent directly to the tenant. The tenant shall also deposit with the Utility Billing Administrator a fee to assure payment for water service according to the following schedule of deposit fees:
    - (A) \$100.00 per dwelling unit in the case of residential property.
    - (B) \$100.00 for each +,333 cubic feet, as measured by the water meter, estimated to be used in a one-month period, in the case of all property other than residential property.
- The owner of the leased premises shall also be liable for water service charges in the event of nonpayment by the tenant. The owner shall have the option of submitting an additional deposit with the Utility Billing Administrator, according to the above schedule of deposit fees, for the purpose of assuring payment for water service to the leased premises.
- (3) The required service agreement and any security deposits shall be received by the Utility Billing Administrator before service shall be provided.
- (b) Security Deposits.
- (1) (1) Depositors whose accounts, including relocations within the City, were opened after January 1, 1980, that have not been charged for delinquencies or late payments for eight consecutive quarters (2 years) shall receive, upon request, a refund equal to the full amount of the water security deposit made. Depositors who fulfill the requirements of receiving a refund of their water security deposit shall not be required to make an additional deposit should they relocate within the City limits. The City may, in its discretion, require the depositor to submit a water security deposit in the event the depositor subsequently fails to timely pay any water service bill.
  - (2) All security deposits required under this Section shall be placed in a separate fund and used for no other purpose than to offset any unpaid bills. Upon cessation of water services, any unpaid amounts may be deducted from the security deposit before the balance is returned to the depositor. The depositor



shall receive no interest on the deposit.

- (3) If water service is discontinued under Section 911.09, the security deposit(s) may be applied to the delinquency.
  - (4) The posting of a deposit and the use of the deposit to offset unpaid amounts shall not relieve the depositor of liability for amounts due in excess of the security deposit. In the event the security deposit does not satisfy a delinquent account in full, the owner of the property, and the tenant of the leased premises, if applicable, shall be responsible for payment of the remaining outstanding debt.
  - (5) In the case of a delinquent account serving leased premises for which both the owner and tenant have submitted water security deposits, the City retains the right to draw from either, or both, of the deposits made by the owner and the tenant.
- (c) Liability for Unpaid Service: The owner of the property at the time water utility bills were incurred, any tenant of the leased premises responsible for incurring water utility bills, and any subsequent individual(s) who take ownership of the property while any water utility bills remain delinquent and outstanding shall be jointly and severally liable to the City for unpaid charges made for such outstanding services charges, in accordance with Section 911.09.

(Ord. 1984-37. Passed 9-17-84; Ord. 2000-61. Passed 1-15-01; Ord. 2010-10. Passed 4-19-10; Ord. 2017-26. Passed 11-20-17.)

#### 919.05 Service Application And Deposit Requirements

- (a) Service Application. Application for sewer service shall be made by the record title owner of the property or a tenant of leased premises on the property. Prior to service being rendered, the below-listed items shall be complied with.
- (1) The owner or tenant of the premises, as applicable, shall sign a service agreement, stating he or she is responsible for payment of all sewer services rendered to the premises.
  - (2) If a tenant of the premises signs a service agreement providing he or she is primarily responsible for payment of sewer utility services to the premises, sewer utility bills shall be sent directly to the tenant. The tenant shall also deposit with the Utility Billing Administrator a fee to assure payment for water service according to the following schedule of deposit fees
    - (A) \$100.00 per dwelling unit in the case of residential property..
    - (B) \$100.00 for each ~~1~~,333 cubic feet, as measured by the water meter,

estimated to be used in a one-month period, in the case of all property other than residential property.

The owner of the leased premises shall also be liable for sewer service charges in the event of nonpayment by the tenant. The owner shall have the option of submitting an additional deposit with the Utility Billing Administrator, according to the above schedule of deposit fees, for the purpose of assuring payment for sewer service to the leased premises

- (3) The required service agreement and any security deposits shall be received by the Utility Billing Administrator before service shall be provided.

(b) Security Deposits:

- (1) Depositors whose accounts, including relocations within the City, were opened after January 1, 1980, that have not been charged for delinquencies or late payments for eight consecutive quarters (2 years) shall receive, upon request, a refund equal to the full amount of the sewer security deposit. The City may, in its discretion, require the depositor to submit a sewer security deposit in the event the depositor subsequently fails to timely pay any water service bill.
- (2) All security deposits required under this section shall be placed in a separate fund and used for no other purpose than to offset any unpaid bills, or returned to the depositor upon cessation of services, after deduction of any unpaid balance. The depositor shall receive no interest on the deposit
- (3) If sewer service is discontinued under Section 919.04, the security deposit(s) may be applied to the delinquency
- (4) The posting of a deposit and the use of the deposit to offset unpaid amounts shall not relieve the depositor of liability for amounts due in excess of the security deposit. In the event the security deposit does not satisfy a delinquent account in full, the owner of the property, and the tenant of the leased premises, if applicable, shall be responsible for payment of the remaining outstanding debt

- (c) Liability for Unpaid Service: The owner of the property at the time sewer utility bills were incurred, any tenant of the leased premises responsible for incurring sewer utility bills, and any subsequent individual(s) who take ownership of the property while any sewer utility bills remain delinquent and outstanding shall be jointly and severally liable to the City for unpaid charges made for such outstanding services charges, in accordance with Section 919.03.

(Ord. 1980-41. Passed 11-3-80; Ord. 1984-38. Passed 9-17-84; Ord. 2000-62. Passed 1-15-01; Ord. 2008-08. Passed 3-3-08; Ord. 2017-26. Passed 11-20-17.)

# Legislative Cover Memo



**Introduction:** February 7, 2022

**Public Hearing:** March 7, 2022

**Effective Date:** April 6, 2022

**Agenda Item:** **Ordinance 2022-07**  
PROHIBITING MEDICAL MARIJUANA CULTIVATORS,  
PROCESSORS AND RETAIL DISPENSARIES WITHIN  
THE CITY OF FRANKLIN, OHIO

**Submitted by:** Jonathon Westendorf, City Manager

**Scope/Description:** The City of Franklin currently has a moratorium in effect on the establishment or commencement of medical marijuana cultivators, processors and retail dispensaries within the City limits (set to expire on June 1, 2022). The purpose of the moratorium was to give the City time to study data and receive input from the City's new public safety department heads on the potential impact of these types of medical marijuana businesses on the community. Based on the information and input collected, the City has determined it's in the best interests of the Franklin community to prohibit medical marijuana cultivation, processing and retail activities in the City.

**Exhibits:** None.

**Vote Required for Passage:** Per Section 4.03 of the City's Charter, the passage of this Ordinance requires the affirmative vote of a majority of Council members present.

**Recommendation:** Approval.

CITY OF FRANKLIN, OHIO  
ORDINANCE 2022-07

**PROHIBITING MEDICAL MARIJUANA CULTIVATORS, PROCESSORS  
AND RETAIL DISPENSARIES WITHIN THE CITY OF FRANKLIN, OHIO**

WHEREAS, the Ohio General Assembly, by the passage of House Bill 523, made medical marijuana legal in the State of Ohio and established the Ohio Medical Marijuana Control Program (the “Program”), codified in Ohio Revised Code Chapter 3796;

WHEREAS, R.C. 3796.29 empowers the legislative authority of a municipal corporation to regulate medical marijuana activities within the municipal corporation by prohibiting, or limiting the number of, medical marijuana cultivators, processors, or retail dispensaries licensed in the State of Ohio;

WHEREAS, City Council enacted a 180-day moratorium on the establishment or commencement of medical marijuana cultivators, processors and retail dispensaries within the City of Franklin’s municipal boundaries through the passage of Ordinance 2021-27 on November 15, 2021;

WHEREAS, the purpose of the moratorium was to allow the City time to study data and receive input from the City’s newly appointed public safety leadership on the potential impact of medical marijuana cultivation, processing and retail dispensary activities on the Franklin community;

WHEREAS, based on the City’s review of data and other information, and collection of input from the City’s public safety leadership, regarding the potential impact of medical marijuana activities on the Franklin community, Council has determined that permitting medical marijuana cultivation, processing and retail dispensary activities within the City limits would have a negative impact on the community; and

WHEREAS, Council finds it to be in the best interests of the health, safety and general welfare of the citizens of Franklin to prohibit medical marijuana cultivation, processing and retail dispensary activities within the City limits.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FRANKLIN, WARREN COUNTY, OHIO THAT:

Section 1. Medical marijuana cultivators, processors and retail dispensaries, including but not limited to those licensed under R.C. Chapter 3796, are hereby prohibited within the corporate territory of the City of Franklin, Ohio.

Section 2. No provision set forth in the Codified Ordinances of the City of Franklin shall be interpreted as permitting (conditionally or as of right) any medical marijuana cultivation, processing or retail dispensary activities or uses within the City limits.

Section 3. This Ordinance shall not be interpreted as prohibiting or limiting research related to marijuana conducted at a state university, academic medical center, or private research and development organization as part of a research protocol approved by an institutional review board or equivalent entity.

Section 4. It is found that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action occurred in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the Rules of Council.

Section 5. This Ordinance shall go into effect on April 6, 2022.

INTRODUCED: February 7, 2022

ADOPTED: March 7, 2022

ATTEST: \_\_\_\_\_  
Khristi Dunn, Clerk of Council

APPROVED: \_\_\_\_\_  
Brent Centers, Mayor

#### CERTIFICATE

I, the undersigned Clerk of Council for the Franklin City Council, do hereby certify that the foregoing is a true and correct copy of Ordinance 2022-07 passed by that body on March 7, 2022.

\_\_\_\_\_  
Khristi Dunn, Clerk of Council

APPROVED AS TO FORM:

\_\_\_\_\_ Ben Yoder, Law Director

# Legislative Cover Memo

**Introduction:** February 7, 2022  
**Public Hearing:** March 7, 2022  
**Effective Date:** April 6, 2022

**Agenda Item:** **Ordinance 2022-08**  
EXTENDING THE DEVELOPMENT MORATORIUM ON NEW  
COMMERCIAL DEVELOPMENT WITHIN THE DOWNTOWN  
REVITALIZATION AREA FOR AN ADDITIONAL 180 DAYS

**Submitted by:** Jonathan Westendorf, City Manager

**Scope/Description:** Council passed emergency Ordinance 2022-05 on February 7, 2022, extending the current development moratorium on commercial development within the Downtown Revitalization Area for an additional 180 days. This Ordinance ensures the moratorium continues for the entirety of the 180-day moratorium period.

**Exhibits:** Exhibit A: Downtown Revitalization Area Map

**Vote Required for Passage:** Per Section 4.03 of the City's Charter, passage of this Ordinance requires a majority vote of the members of Council who are present.

**Recommendation:** Approval.

CITY OF FRANKLIN, OHIO  
ORDINANCE 2022-08

**EXTENDING THE DEVELOPMENT MORATORIUM ON NEW COMMERCIAL DEVELOPMENT  
WITHIN THE DOWNTOWN REVITALIZATION AREA FOR AN ADDITIONAL 180 DAYS**

WHEREAS, Ohio Revised Code Chapter 713 authorizes the City of Franklin, Ohio to regulate zoning and land use of real property located within its territorial boundaries to promote the public health, safety, convenience, comfort, prosperity, or general welfare;

WHEREAS, in conformance with, and furtherance of Ohio Revised Code Chapter 713, Franklin City Council adopted the City's Comprehensive Plan, Unified Development Code ("UDO) and Zoning Map;

WHEREAS, following new construction projects and other development opportunities in the City in 2021, City Council commissioned a Downtown Revitalization Study to evaluate potential public roadway, building façade, and land use improvements that may be warranted in the downtown areas described in the attached Exhibit A (the "Downtown Revitalization Area");

WHEREAS, on August 16, 2021, City Council passed Ordinance 2021-24, establishing a 180-day development moratorium on new commercial development within the Downtown Revitalization Area to allow the City time to evaluate the types of public infrastructure, building improvements and land uses best-suited for the Downtown Revitalization Area, and potentially adopt amendments to the City's Comprehensive Plan, Uniform Development Code and Zoning Map to facilitate such improvements and uses;

WHEREAS, the current development moratorium is set to expire on March 4, 2022;

WHEREAS, the City's evaluation of, and discussions about, public infrastructure, building improvements and land uses best-suited for the Downtown Revitalization Area, and potential amendments to the City's Comprehensive Plan, Uniform Development Code and Zoning Map to facilitate the same, are ongoing, and the City requires additional time to fulfill the purposes of the current development moratorium; and

WHEREAS, given the importance of the Downtown Revitalization Area to the City's future public convenience, comfort, prosperity and general welfare, City Council finds it necessary to extend the current moratorium on new commercial development in the Downtown Revitalization Area for an additional 180 days following the original March 4, 2022 expiration date of the moratorium.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FRANKLIN, WARREN COUNTY, OHIO THAT:

Section 1. The current development moratorium on new commercial development within the Downtown Revitalization Area enacted through Ordinance 2021-24, effective on September 5, 2021 and set to expire on March 4, 2022, is hereby extended for an additional 180 days following its original expiration date. The new moratorium expiration date shall, therefore, be August 21, 2022.

Section 2. During the moratorium, City staff shall be prohibited from accepting applications for major subdivisions, major site plans, planned unit developments and Zoning Map amendments for new commercial developments within the Downtown Revitalization Area.

Section 3. This moratorium shall not apply to applications for minor subdivisions, minor site plans, conditional uses, or variances involving existing commercial developments in the Downtown Revitalization Area; or those persons having a vested interest in new commercial development with the Downtown Revitalization Area, with “vested interest” defined to mean an approved or pending application for a major subdivision, major site plan, planned unit development, or Zoning Map amendment for new commercial development within the Downtown Revitalization Area.

Section 4. City staff engaged in studying the Downtown Revitalization Area in furtherance of the purposes of this moratorium shall keep Council apprised of their progress throughout the moratorium period towards determining appropriate public infrastructure, building improvements and land uses for the Downtown Revitalization Area, and the potential need for amendments to the City’s Comprehensive Plan, UDO and Zoning Map to facilitate the same. Council reserves the right to terminate the moratorium prior to the new August 21, 2022 expiration date if Council determines, in its sole discretion, that the purposes for the moratorium have been fulfilled.

Section 5. It is found that all formal actions of this Council concerning and relating to the adoption of this Emergency Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action occurred in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the Rules of Council.

Section 6. This Ordinance shall go into effect on April 6, 2022 (30 days after its adoption).

ADOPTED: March 7, 2022

ATTEST: \_\_\_\_\_  
Khristi Dunn, Clerk of Council

APPROVED: \_\_\_\_\_  
Brent Centers, Mayor

CERTIFICATE

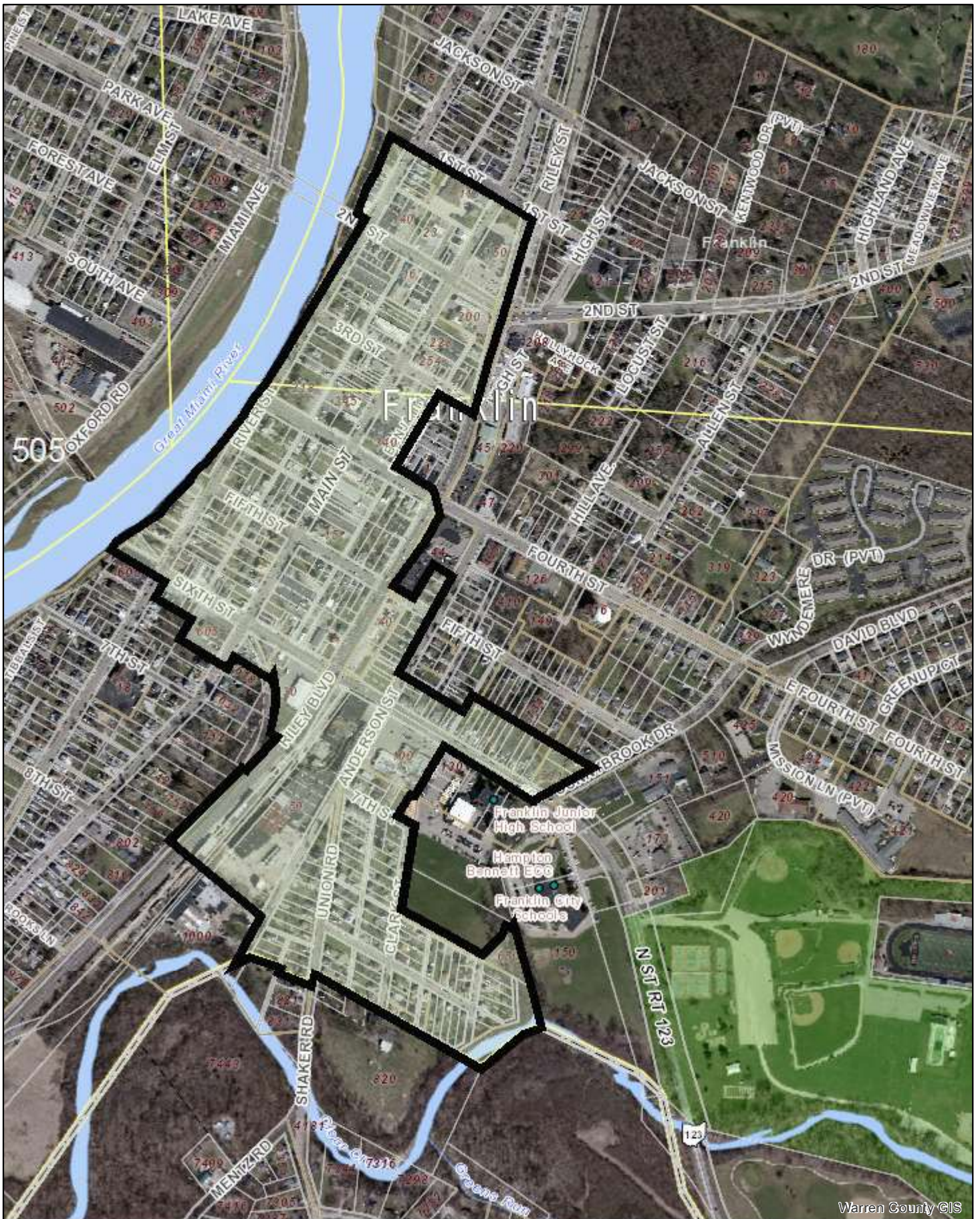
I, the undersigned Clerk of Council for the Franklin City Council, do hereby certify that the foregoing is a true and correct copy of Ordinance 2022-08 passed by that body on March 7, 2022.

\_\_\_\_\_  
Khristi Dunn, Clerk of Council

APPROVED AS TO FORM:

\_\_\_\_\_  
Ben Yoder, Law Director





Date: 7/27/2021

## Exhibit A

1 inch = 600 feet

<b>Cadastral Lines</b>	Corporate Line	Parcel Line	Hardware
County Line	County Line	ROW Unknown Width Line	Subdivision Lot Line
<b>Line Type</b>	Farm Lot Line	Road ROW	Township and Range Line
Auditors Tract Line	Overpass Line	School Line	Tract Line
Civil Township Line	Subdivision Unit Line	Section Line	VMS Line
			Waste Road Line

The provider makes no warranty or representation with respect to its information, its quality or suitability for a particular purpose. This information is provided AS IS, and the requester assumes the entire risk as to its quality and suitability. The provider will not be liable for direct, indirect, incidental, or consequential damages resulting from any defect in the information. The provider shall have no liability for any other information, programs or data used with or combined with the requested information, including the cost of recovering information, programs or data.



NOTICE TO LEGISLATIVE  
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL  
6606 TUSSING ROAD, P.O. BOX 4005  
REYNOLDSBURG, OHIO 43068-9005  
(614)644-2360 FAX(614)644-3166

TO

4179393		TREX		JBA MERCHANDISING LLC	
PERMIT NUMBER		TYPE		1012 E SECOND ST	
02	01	2020		FRANKLIN OH 45005	
ISSUE DATE					
05	21	2021			
FILING DATE					
C1	C2	D6			
PERMIT CLASSES					
83	044	A	F25372		
TAX DISTRICT		RECEIPT NO.			

FROM 02/07/2022 SAFEKEEPING

0757350				BLISS 42 LLC	
PERMIT NUMBER		TYPE		POLARIS FASHION MALL	
02	01	2020		CENTER COURT T16	
ISSUE DATE		1500 POLARIS PKWY & STORAGE CAGE			
05	21	2021		COLUMBUS OH 43240	
FILING DATE					
C1	C2	D6			
PERMIT CLASSES					
25	044				
TAX DISTRICT		RECEIPT NO.			



MAILED 02/07/2022

RESPONSES MUST BE POSTMARKED NO LATER THAN. 03/10/2022

**IMPORTANT NOTICE**

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL  
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES **A TREX 4179393**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT  
THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- ☐ Clerk of County Commissioner

(Date)

☐ Clerk of City Council

☐ Township Fiscal Officer

CLERK OF FRANKLIN CITY COUNCIL  
1 BENJAMIN FRANKLIN WAY  
FRANKLIN OHIO 45005

# Legislative Cover Memo



<b>Meeting Date:</b>	March 7, 2022
<b>Agenda Item:</b>	<b>Resolution 2022-21</b> AUTHORIZING THE PURCHASE OF A NEW JOHN DEERE 524 P WHEEL LOADER FOR THE PUBLIC WORKS DEPARTMENT FROM MURPHY TRACTOR & EQUIPMENT THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES COOPERATIVE PURCHASING PROGRAM
<b>Submitted by:</b>	Steve Inman, Public Works Director
<b>Scope/Description:</b>	This Resolution authorizes the purchase of a new John Deere 524 P Wheel Loader from Murphy Tractor & Equipment on State bid for a total cost of \$171,728.80. The purchase price would be spread across two City funds – Water and Storm.
<b>Budget Impact:</b>	This expense is included in the Public Works Department's Capital Improvement fund.
<b>Exhibits:</b>	Exhibit A: Quote
<b>Recommendation:</b>	Approval.

CITY OF FRANKLIN, OHIO  
RESOLUTION 2022-21

**AUTHORIZING THE PURCHASE OF A JOHN DEERE 524 P WHEEL LOADER FOR THE PUBLIC WORKS DEPARTMENT  
FROM MURPHY TRACTOR & EQUIPMENT THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES  
COOPERATIVE PURCHASING PROGRAM**

WHEREAS, the Council of the City of Franklin, Ohio finds it to be in the best interests of the health, safety and welfare of its residents to purchase a John Deere P Wheel Loader for use by the Public Works Department in its performance of public services within the City;

WHEREAS, Murphy Tractor & Equipment currently has a contract with the Ohio Department of Administrative Services ("ODAS") to sell a John Deere 524 P Wheel Loader (the "Loader"), designated Schedule #STS515, Contract #800864 (the "ODAS Purchase Contract");

WHEREAS, pursuant to Ohio Revised Code 735.05, the City is not required to engage in competitive bidding for the Loader if it acquires the Loader through the ODAS Purchase Contract; and

WHEREAS, pursuant to Section 5.05 of the City's Charter, the City is not required to engage in competitive bidding with respect to public contracts when competitive bidding is not required under Ohio law, but Council must still approve the expenditure of funds when the contract price exceeds Twenty-Five Thousand Dollars (\$25,000).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Franklin, Ohio, a majority of members present concurring, that:

Section 1. The City Manager is hereby authorized to acquire, on behalf of the City through the ODAS Purchase Contract, the Loader from Murphy Tractor & Equipment Company for the total purchase price of One Hundred Seventy One Thousand Seven Hundred Twenty Eight Dollars and 80/100 (\$171,728.80).

Section 2. The City Manager is further authorized to execute all contract and other documents necessary to complete the acquisition of the Loader in accordance with this Resolution.

Section 3. It is found that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and Chapter 105 of the Codified Ordinances.

Section 4. This Resolution shall become effective immediately upon its passage.

ADOPTED: March 7, 2022

ATTEST: \_\_\_\_\_  
Khristi Dunn, Clerk of Council

APPROVED: \_\_\_\_\_  
Brent Centers, Mayor

CERTIFICATE

I, the undersigned Clerk of Council for the Franklin City Council, do hereby certify that the foregoing is a true and correct copy of a resolution passed by that body on March 7, 2022.

\_\_\_\_\_  
Khristi Dunn, Clerk of Council

Quote Id: 26130237

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Prepared For:  
**CITY OF FRANKLIN**



Prepared By: **ROBERT SHIPLEY**

Murphy Tractor & Equipment  
1015 Industrial Park Drive  
Vandalia, OH 45377

Tel: 937-898-4198  
Mobile Phone: 937-681-6667  
Fax: 937-898-4196  
Email: [rshipley@murphytractor.com](mailto:rshipley@murphytractor.com)

Date: 23 February 2022

Offer Expires: 28 February 2022

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*Confidential*

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**Quote Summary****Prepared For:**

CITY OF FRANKLIN  
35 E 4TH ST  
FRANKLIN, OH 45005  
Business: 937-746-9921

**Prepared By:**

ROBERT SHIPLEY  
Murphy Tractor & Equipment  
1015 Industrial Park Drive  
Vandalia, OH 45377  
Phone: 937-898-4198  
Mobile: 937-681-6667  
rshipley@murphytractor.com

**Quote Id:** 26130237  
**Created On:** 23 February 2022  
**Last Modified On:** 25 February 2022  
**Expiration Date:** 28 February 2022

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<b>Equipment Summary</b>	<b>Suggested List</b>	<b>Selling Price</b>	<b>Qty</b>	<b>Extended</b>
2022 JOHN DEERE 524 P WHEEL LOADER - 1DW524PAJNLH13617	\$ 284,548.00	\$ 171,728.80 X	1 =	\$ 171,728.80
<b>Equipment Total</b>				<b>\$ 171,728.80</b>

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**Quote Summary**

Equipment Total	\$ 171,728.80
SubTotal	\$ 171,728.80
Total	\$ 171,728.80
<b>Balance Due</b>	<b>\$ 171,728.80</b>

Salesperson : X \_\_\_\_\_

Accepted By : X \_\_\_\_\_

# Selling Equipment

**MURPHY**  
TRACTOR & EQUIPMENT CO.

Quote Id: 26130237

Customer: CITY OF FRANKLIN

## 2022 JOHN DEERE 524 P WHEEL LOADER - 1DW524PAJNLH13617

Hours: 4

Stock Number: 203965

Suggested List

\$ 284,548.00

Selling Price

\$ 171,728.80

Code	Description	Qty	Unit	Extended
6020DW	JOHN DEERE AH, 4.0 CY, HV CPLR, HL	1	\$ 209,181.00	\$ 209,181.00
<b>Standard Options - Per Unit</b>				
170C	JDLINK ULT 5 YEAR SERVICE	1	\$ 0.00	\$ 0.00
0924	JD POWERTECH ENGINE	1	\$ 16,908.00	\$ 16,908.00
1030	AG MATERIAL HANDLING CONFIG	1	\$ -1,345.00	\$ -1,345.00
1110	5 SP POWERSHIFT TRANSMISSION	1	\$ 0.00	\$ 0.00
1210	100 AMP ALTERNATOR	1	\$ 0.00	\$ 0.00
1310	FLAT BLACK CURVED STACK	1	\$ 0.00	\$ 0.00
1430	AIR INTAKE WITH PRECLEANER	1	\$ 667.00	\$ 667.00
1520	AUTOMATIC REVERSING HYD FAN	1	\$ 1,650.00	\$ 1,650.00
1610	FUEL TANK W STD FILTER	1	\$ 0.00	\$ 0.00
1905	STANDARD CAB	1	\$ 0.00	\$ 0.00
1940	7 INCH DISPLAY MONITOR	1	\$ 0.00	\$ 0.00
1970	HYDRAU HYDRAULIC FLUID	1	\$ 0.00	\$ 0.00
2020	HIGH LIFT Z-BAR	1	\$ 4,145.00	\$ 4,145.00
2120	STEERING WHEEL ONLY	1	\$ 0.00	\$ 0.00
2220	DELUXE SEAT, CLOTH	1	\$ 0.00	\$ 0.00
2360	JOYSTICK CONTROLS	1	\$ 0.00	\$ 0.00
2403	THREE FUNCTION HYDRAULICS	1	\$ 2,231.00	\$ 2,231.00
2510	RIDE CONTROL	1	\$ 4,015.00	\$ 4,015.00
2605	ENGLISH DECALS & MANUALS	1	\$ 0.00	\$ 0.00
2708	8 AMP CONVERTER	1	\$ 0.00	\$ 0.00
2870	NO PAYLOAD SCALE W/ COUNTER	1	\$ 119.00	\$ 119.00
3049	AXLE,W/ HYD FRONT & REAR	1	\$ 2,453.00	\$ 2,453.00
3120	MANUAL DIFFERENTIAL LOCK	1	\$ 0.00	\$ 0.00
4412	20.5R25 L2 1STAR BS-3PC RADI	1	\$ 16,930.00	\$ 16,930.00
5540	FULL WIDTH FRONT FENDERS	1	\$ 320.00	\$ 320.00
5610	LEFT SIDE STEPS ONLY	1	\$ 0.00	\$ 0.00
5840	NO FORK FRAME	1	\$ 0.00	\$ 0.00
5940	NO TINES	1	\$ 0.00	\$ 0.00
7120	HALOGEN WORK & DRIVE LIGHTS	1	\$ 0.00	\$ 0.00
8220	REAR HITCH & COUNTERWEIGHT	1	\$ 0.00	\$ 0.00
8240	REAR CAMERA ONLY	1	\$ 0.00	\$ 0.00
8298	NO STROBE BEACON OR BRACKET	1	\$ 0.00	\$ 0.00
8320	EXTERIOR MIRRORS - HEATED	1	\$ 424.00	\$ 424.00

# Selling Equipment

**MURPHY**  
TRACTOR & EQUIPMENT CO.

Quote Id: 26130237

Customer: CITY OF FRANKLIN

8360	RADIO - STANDARD	1	\$ 576.00	\$ 576.00
8450	AC CHARGE	1	\$ 0.00	\$ 0.00
8561	HYD COUPLER-HI/VIS/ISO PATRN	1	\$ 5,794.00	\$ 5,794.00
8860	CUTTING EDGE BOLT ON - LONG	1	\$ 1,054.00	\$ 1,054.00
8930	BUCKET - 3.0 YARD BUCKET	1	\$ 12,973.00	\$ 12,973.00
9015	ENGINE BLOCK HEATER	1	\$ 243.00	\$ 243.00
9043	ENVIRONMENTAL DRAIN & PORTS	1	\$ 410.00	\$ 410.00
9065	AXLE OIL COOLER AND FILTER	1	\$ 2,175.00	\$ 2,175.00
9115	CAB FRESH AIR PRECLEANER	1	\$ 945.00	\$ 945.00
9240	ENGINE COMPARTMENT LIGHT	1	\$ 180.00	\$ 180.00
<b>Standard Options Total</b>				<b>\$ 72,867.00</b>
<b>Other Charges</b>				
	Branch / Local Freight	1	\$ 2,500.00	\$ 2,500.00
<b>Other Charges Total</b>				<b>\$ 2,500.00</b>
<b>Suggested Price</b>				<b>\$ 284,548.00</b>
<b>Customer Discounts</b>				
<b>Customer Discounts Total</b>			<b>\$ -112,819.20</b>	<b>\$ -112,819.20</b>
<b>Total Selling Price</b>				<b>\$ 171,728.80</b>



02/25/2022 6:43 PM

Compounding Period: Monthly

Nominal Annual Rate: 3.250%

### Cash Flow Data - Loans and Payments

	Event	Date	Amount	Number	Period	End Date
1	Loan	02/25/2022	171,728.80	1		
2	Payment	02/25/2023	37,818.13	5	Annual	02/25/2027
3	Payment	03/25/2027	1.00	1		

### TValue Amortization Schedule - Normal, 365 Day Year

	Date	Payment	Interest	Principal	Balance
Loan	02/25/2022				171,728.80
<b>2022 Totals</b>		<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	
1	02/25/2023	37,818.13	5,665.08	32,153.05	139,575.75
<b>2023 Totals</b>		<b>37,818.13</b>	<b>5,665.08</b>	<b>32,153.05</b>	
2	02/25/2024	37,818.13	4,604.40	33,213.73	106,362.02
<b>2024 Totals</b>		<b>37,818.13</b>	<b>4,604.40</b>	<b>33,213.73</b>	
3	02/25/2025	37,818.13	3,508.72	34,309.41	72,052.61
<b>2025 Totals</b>		<b>37,818.13</b>	<b>3,508.72</b>	<b>34,309.41</b>	
4	02/25/2026	37,818.13	2,376.91	35,441.22	36,611.39
<b>2026 Totals</b>		<b>37,818.13</b>	<b>2,376.91</b>	<b>35,441.22</b>	
5	02/25/2027	37,818.13	1,207.76	36,610.37	1.02
6	03/25/2027	1.00	-0.02	1.02	0.00
<b>2027 Totals</b>		<b>37,819.13</b>	<b>1,207.74</b>	<b>36,611.39</b>	
<b>Grand Totals</b>		<b>189,091.65</b>	<b>17,362.85</b>	<b>171,728.80</b>	

Last interest amount decreased by 0.02 due to rounding.

ANNUAL PERCENTAGE RATE	FINANCE CHARGE	Amount Financed	Total of Payments
The cost of your credit as a yearly rate.	The dollar amount the credit will cost you.	The amount of credit provided to you or on your behalf.	The amount you will have paid after you have made all payments as scheduled.
<b>3.299%</b>	<b>\$17,362.85</b>	<b>\$171,728.80</b>	<b>\$189,091.65</b>