

REGULAR COUNCIL MEETING
January 5, 2015

Members Present: Douglas Baker, Mayor
Donna Fletcher, Deputy Mayor via FaceTime video conference
Samuel Lyons
James Marshall
Jennifer Morris
Ryan Rudegeair
Garnet Wood

Members Excused: None.

In Attendance: Tracy Jamieson, Interim City Manager
Brian Spaid, Esq., City Solicitor
Darla Hawke, Recording Secretary
Robert Hoffman, Franklin General Authority
David R. Lord, 407 Forest Lane
Russ Campbell, 1235 Chestnut Street
Sheila Boughner, Venango Newspapers, Inc.

Mayor Baker called the meeting to order at 7:00 PM.

ADOPTION OF AGENDA - Resolution No. 1

Mr. Marshall moved to approve the agenda, as presented. Mr. Rudegeair seconded the motion, which passed unanimously.

APPROVAL OF MINUTES - Resolution No.2

Mr. Wood moved to approve the minutes of the Public Hearing of December 8, 2014, as presented; to approve the minutes of the Regular Meeting of December 8, 2014, as presented; and to approve the minutes of the Special Meeting of December 15, 2014, as presented. Mr. Lyons seconded the motion, which passed unanimously

PAY THE BILLS - Resolution No. 3

Mr. Lyons moved to pay the bills as presented. Mr. Wood seconded the motion, which passed unanimously.

CITIZENS' INQUIRIES - none.

CERTIFICATE OF APPROPRIATENESS - Resolution No. 4

Noting that the Historic & Architectural Review Board (HARB) had requested Ferguson Signs to resubmit their application for two signs at *1243 Liberty Street* to the Board at its February meeting, Mr. Marshall moved to deny a certificate of appropriateness, pending its re-submission to the HARB Board. Mr. Rudegeair seconded the motion, which passed unanimously.

PARADE & PARK REQUESTS

Resolution No. 5 - Mr. Marshall advised that in 1975 an ordinance was enacted to prohibit animals, alcohol and bicycles in the park. Since that time an ordinance was enacted in 1994 requiring persons to clean-up after their animals. As the City of Franklin annually hosts petting zoos and a pet show in the City parks during festivals, Mr. Marshall moved and Mr. Lyons seconded a motion to authorize the City Solicitor to draft an ordinance to repeal the section regarding no animals in the park. Motion passed unanimously.

Resolution No 6 - Mr. Marshall moved and Ms. Morris seconded a motion to approve the following request: September 12, 2015 • Bandstand Park • DukeFest Benefit Dog Walk 2015. Motion passed unanimously.

REPORTS

Manager

- Resolution No. 7 - Requested authorization to pay \$45,082.06 from the Capital Fund for the November 2014 legal fees. Mr. Rudegear so moved. Ms. Morris seconded the motion, which passed unanimously. Mr. Marshall asked if this would be the last bill. Mrs. Jamieson advised him there would be a December bill, also.
- Resolution No. 8 - Reported that in June the City had applied for an Assistance for Firefighters Grant and has been awarded a grant for eighteen (18) new SCBA air packs and thirty-six (36) cylinders for a total grant of \$115,200. The City is required to make a 5% match, which is \$5,760. Mrs. Jamieson requested approval of the funds and authorization to pay the \$5,760 from the Capital Fund. Mrs. Fletcher so moved. Mr. Rudegear seconded the motion, which passed unanimously.
- Resolution No. 9 - Informed the Council that some of the old cylinders have a 5-year life rating. She requested permission to allow the Fire Chief to put those out to bid, advising that the others would be scrapped. Mr. Marshall moved and Mr. Rudegear seconded a motion to authorize the Fire Chief to put said air packs out to bid and to take any others to the scrap metal dealer on Grant Street to see if they will buy them. Motion passed unanimously.
- Resolution No. 10 - Reported the City had received \$16,500 from the Automated Red Light Enforcement (ARLE) grant program, which would update the timing signals at 13th & Atlantic, 13th & Otter, 13th & Elk, 13th & Liberty and at the mid-block crossing in the 1200 block of Liberty Street. It would also add video detection systems from both approaches at the intersection of 13th Street and Atlantic Avenue. The City would be responsible for a \$2,000 match. Mr. Marshall moved and Mr. Lyons seconded a motion to authorize the \$2,000 be taken from the Capital Fund. Motion passed unanimously.
- Resolution No. 11 - Requested permission for Mr. Ruditis to bid out the old street sweeper engine and brushes. Mr. Rudegear so moved. Mr. Wood seconded the motion, which passed unanimously.
- Reported the street department began its second shift (3-11 PM) today.

- Advised that Gannett Fleming reported the following Long Term Control Plan (LTCP) projects are substantially complete: Polk Street Stormwater Inflow, 7th Street & Egbert Street Storm Sewer, and 11th/12th Streets Storm Sewer, which now puts the City and the Authority in compliance with DEP.
- Will need an executive session to discuss personnel and negotiations.

Solicitor

- Resolution No. 12 - To proceed with the Tax Anticipation Note with First National Bank, Mr. Spaid requested Council adopt the Note Resolution and the Certificate as to Collections and Expenditures, as presented. Mr. Rudegear so moved. Mr. Lyons seconded the motion, which passed unanimously.
- Hopes to have updated sections dealing with the Garbage Ordinance and the ordinance allowing animals in the park by the February 2nd meeting.
- Will need an executive session to discuss potential litigation and personnel.

Mayor • Appointments

Resolution No. 13 - Mayor Baker moved to reappoint Chuck Gibbons, Dianne Hall and Daniel Weiland to the Historic & Architectural Review Board. Mr. Marshall seconded the motion, which passed unanimously.

Resolution No. 14 - Mayor Baker moved to reappoint Jason Peterson and Jeffrey Romanowski to the Zoning Hearing Board. Mr. Lyons seconded the motion, which passed unanimously.

Resolution No. 15 - Mayor Baker moved to reappoint Rodney Griffin to the Franklin Industrial and Commercial Development Authority (F.I.C.D.A.). Mr. Rudegear seconded the motion, which passed unanimously.

Resolution No. 16 - Mayor Baker moved to appoint Erik Johnson to the General Authority, replacing Russ Campbell, who's term expired on December 31, 2014. Mr. Wood seconded the motion, which passed unanimously.

COUNCIL REPORTS

All of Council congratulated and welcomed Mrs. Jamieson to her new post.

Mr. Rudegear

- Resolution No. 17 - Mr. Rudegear moved to have City Council pledge upcoming CDBG funds to future General Authority projects, in the hopes of stopping any further litigation, and to form a committee comprised of the Mayor, Mr. Rudegear, and any other interested Council member; Mrs. Jamieson; Joe Sporer; and the General Authority Chairman and its Treasurer. The committee would meet to discuss any financial matters needing attention moving forward. Mr. Lyons seconded the motion.

Mr. Spaid explained that forming the committee would begin the process of getting the two groups together for necessary modifications to agreements between the City, the General Authority and Sugarcreek Borough.

Several members of the Council indicated they would prefer to wait, until after Judge White's ruling on the lawsuit, before discussing pledging any CDBG funds for Authority projects. Mrs. Jamieson also reminded the Council that any proposed projects to be funded with CDBG monies would have to meet the eligibility guidelines before any application could be made.

Mr. Rudegeair then amended his motion to form a committee only and to arrange a date and time for them to meet. Mr. Lyons seconded the amended motion, which passed unanimously. Mr. Spaid advised that it would be up to the Authority, not the Council, on who they chose to be on the committee.

Mr. Marshall

- Noted that he has served 25 years on City Council and plans to run for his 7th term this year.

Mrs. Fletcher

- Requested the following be placed on next month's agenda: Parking Fees Increase Discussion.

EXECUTIVE SESSION - Resolution No. 18

Mayor Baker moved to enter into executive session at 7:36 PM to discuss personnel, potential litigation and negotiations. Mr. Lyons seconded the motion, which passed unanimously. The executive session ended at 8:12 PM.

ANY OTHER BUSINESS - none.

ADJOURNMENT - Resolution No. 19

There being no further business to come before the Council at this time, Mayor Baker moved to adjourn the meeting at 8:12 PM. Mr. Lyons seconded the motion which passed unanimously.

Respectfully submitted,

Darla Hawke, Recording Secretary