

**CITY OF NEW FRANKLIN
REGULAR MEETING AGENDA
CITY HALL**

Paul Adamson, *Mayor*

Susan M. Cooke, *Finance Director*

Kelly Kepler, *Clerk*

Council Members:

Judy Jones, **President**

Jack Daniels

Terry Harget

Andy Fetterman

Jim Cotts, **Vice President**

Kevin Powell

David Stock

Law Director: Irving Sugerman

Wednesday, July 6, 2022

1. Call to Order
2. Pledge of Allegiance
3. Roll Call of Council Members
4. Approval of the minutes from the regularly scheduled meeting of June 1, 2022
5. Public Comment – Please keep your comments addressed to Council and under 4 minutes.

6. First Readings

6-A **Resolution No.: 22-R-36**

Sponsor: Mayor Adamson

Finance Committee: Mr. Cotts

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE POLICE DISTRICT FUND AND DECLARING AN EMERGENCY.

6-B **Resolution No.: 22-R-37**

Sponsor: Mayor Adamson

Finance Committee: Mr. Cotts

A RESOLUTION CREATING A SEPARATE FUND FOR THE BENNER ROAD BRIDGE PROJECT AND AUTHORIZING APPROPRIATIONS TO THE BENNER ROAD BRIDGE PROJECT FUND (FUND 2070) IN THE AMOUNT OF \$686,868.68 AND DECLARING AN EMERGENCY.

6-C **Resolution No.: 22-R-38**

Sponsor: Mayor Adamson

Finance Committee: Mr. Cotts

A RESOLUTION AUTHORIZING NEW FRANKLIN TO PURCHASE A POLICE CRUISER AND DECLARING AN EMERGENCY.

6-D Resolution No.: 22-R-39

Sponsor: Mayor Adamson

Finance Committee: Mr. Cotts

A RESOLUTION AUTHORIZING EXPENDITURES FROM THE LAW ENFORCEMENT TRUST FUNDS FOR THE PURPOSES SET FOR IN THE NEW FRANKLIN POLICE DEPARTMENT LAW ENFORCEMENT TRUST FUND POLICY.

7. Second Readings

8. Third Readings

9. Pending Legislation

10. Mayor's Report

11. Comprehensive Plan Committee Report

12. Finance Report

13. Old Business

14. New Business

15. Public Questions and Answers on Issues Raised at Meeting

16. Executive Session

17. Adjournment

**Next Council Meeting
August 3, 2022**

RESOLUTION NO: 22-R-36
SPONSOR: MAYOR ADAMSON
INTRODUCED: JULY 6, 2022

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE POLICE DISTRICT FUND AND DECLARING AN EMERGENCY.

WHEREAS, the City of New Franklin Council deems it necessary to transfer funds from the General Fund to the Police District Fund and;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW FRANKLIN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

SECTION ONE:

The City of New Franklin Council hereby authorizes the following transfer of funds:

From the General Fund (1000-101-5901) to the Police District Fund (2901-000-4899) in the amount of \$200,000.00.

SECTION TWO:

The City of New Franklin finds and determines that all formal actions of this Council concerning and relating to the adoption of this legislation were taken in open meetings of this Council and any deliberation of this Council and any other Committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION THREE:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of New Franklin as a portion of the Police Budget is through transfers from the General Fund. Provided that this legislation receives the affirmative vote of two-thirds of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: _____.

Kelly Kepler, Clerk

Judy Jones, President
22-R-36

APPROVED: _____.

Paul F. Adamson, Mayor

ENACTED EFFECTIVE: _____.

ON ROLL CALL: Cotts, _____. Harget, _____. Jones, _____.
Fetterman, _____. Powell, _____. Daniels, _____.
Stock, _____.

Publications in the Leader on _____ and

_____.

Kelly Kepler, Clerk

RESOLUTION NO: 22-R-37
SPONSOR: MAYOR ADAMSON
INTRODUCED: JULY 6, 2022

A RESOLUTION CREATING A SEPARATE FUND FOR THE BENNER ROAD BRIDGE PROJECT AND AUTHORIZING APPROPRIATIONS TO THE BENNER ROAD BRIDGE PROJECT FUND (FUND 2070) IN THE AMOUNT OF \$686,868.68, AND DECLARING AN EMERGENCY.

WHEREAS, the City of New Franklin Council deems it necessary to create a separate fund for the Benner Road Bridge Project and;

WHEREAS, the City of New Franklin Council deems it necessary to authorize appropriations to the Benner Road Bridge Project Fund and;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW FRANKLIN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

SECTION ONE:

The City of New Franklin Council hereby authorizes the creation of Fund 2070 the Benner Road Bridge Project Fund.

SECTION TWO:

The City of New Franklin Council hereby authorizes appropriations to Fund 2070 the Benner Road Bridge Project Fund, line 2070-620-5396 Contractual Services, in the amount of \$686,868.68.

SECTION THREE:

The City of New Franklin finds and determines that all formal actions of this Council concerning and relating to the adoption of this legislation were taken in open meetings of this Council and any deliberation of this Council and any other Committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION FOUR:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of New Franklin in order to detail the pass through monies for this project.

Provided that this legislation receives the affirmative vote of two-thirds of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: _____.

Kelly Kepler, Clerk

Judy Jones, President
22-R-37

APPROVED: _____.

Paul F. Adamson, Mayor

ENACTED EFFECTIVE: _____.

ON ROLL CALL: Cotts, _____. Harget, _____. Jones, _____.
Fetterman, _____. Powell, _____. Daniels, _____.
Stock, _____.

Publications in the Leader on _____ and

_____.

Kelly Kepler, Clerk

RESOLUTION NO: 22-R-38
SPONSOR: MAYOR ADAMSON
INTRODUCED: JULY 6, 2022

A RESOLUTION AUTHORIZING NEW FRANKLIN TO PURCHASE A POLICE CRUISER AND DECLARING AN EMERGENCY.

WHEREAS, the New Franklin Police Department is in need of a replacement for a police vehicle totaled in an accident; and

WHEREAS, A proposal has been submitted from Montrose Ford for a 2022 Ford Police Explorer 4x4 vehicle, at a net cost after trade-ins of Twenty-Seven Thousand, Seven Hundred Sixty-Six and 50/100 Dollars (\$27,766.50); and

WHEREAS, Council wishes to authorize the Mayor and/or Police Chief to proceed with the purchase of this vehicle.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW FRANKLIN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

SECTION ONE:

The Mayor and/or Police Chief are hereby authorized and directed to proceed with the purchase of a 2022 Ford Police Explorer 4x4 vehicle as referenced on the proposal from Montrose Ford as attached hereto.

SECTION TWO:

The City of New Franklin finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberation of this Council and any other Committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION THREE:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of New Franklin for reason of price guarantees and vehicle availability. Provided that this legislation receives the affirmative vote of two-thirds of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: _____

Kelly Kepler, Clerk

Judy Jones, President
22-R-38

APPROVED: _____, 2022

Paul F. Adamson, Mayor

ENACTED EFFECTIVE: _____

ON ROLL CALL: Cotts _____ Daniels _____ Fetterman _____
 Harget _____ Jones _____ Powell _____
 Stock _____

Publications on _____ and _____

Kelly Kepler, Clerk

STATE CONTRACT RS1006716 (SOLICITATION ID # SRC0000001531) GDC050

STATE CONTRACT CTR006716

2022 POLICE EXPLORER

Order No: **P529**

NEW FRANKLIN PD

FIN# QC990

CURRENT STATE CONTRACT UNIT IS FOR A 2022 BLACK PIU HYBRID WITH KEYLESS ENTRY (FOBS) AND DS SPOT ONLY

PLEASE NOTE: COLOR, MOTOR AND OPTIONS CAN ALL BE CHANGED TO SUIT YOUR NEEDS

K8A 4DR AWD POLICE	99W 3.3L HYBRID	CHANGED
.119" WHEELBASE	44B .10-SP-MOD HYBRD	CHANGED
YZ OXFORD WHITE	425 50 STATE EMISS	
9 CLTH BKTS/VNL R	51R DRV LED SPT LMP UNITY BRAND	
6 EBONY	55F KEYLESS - 4 FOB	
500A EQUIP GRP		
.AM/FM STEREO W/SYNC		

STATE CONTRACT CTR006716 BID. THIS AMOUNT IS FOR THE ABOVE LISTED UNIT ONLY. ANY CHANGES (ADDING OR REMOVING OPTIONS) MADE BELOW WILL INCREASE OR DECREASE THE AMOUNT OF THE UNIT.

\$ 35,849.00

FORD FACTORY VSO (Vehicle Special Order) LIGHTING Add-On by customer request

****ALL FORD FACTORY LIGHTING COMES STANDARD AS RED/BLUE** THIS SECTION IS FOR ALL OTHER COLOR OPTIONS****

ADDED BY CUST.		ADDITIONAL BID ITEM QUOTED TO STATE (WILL + OR - TO ABOVE AMOUNT)			
153	\$ -	DELIVERY CHARGE TO CUSTOMER	DLR	\$ 50.00	
60R	\$ 96.82	WHEEL COVER (grey hubcaps)	65L	\$ 53.00	
86T	\$ 57.68	3.3L V6 GAS Flex Fuel	99B/44U	\$ (3,079.00)	\$ (3,079.00)
TITLE	\$ 15.00	3.0L V6 ECOBOOST	99C/44U	\$ 728.00	
		IN REAR LOCKS/HNDLS/WNDWS INOP	68G	\$ 67.00	\$ 67.00
		HIDDEN LOCK PLNGR-REAR PWR DELETE	52P	\$ 143.00	
		HTD SIDE VIEW MIRRORS	549	\$ 53.00	\$ 53.00
		CARPET (INC IN 65U BELOW)	16C	\$ 112.00	
		RED/WHT DOME IN CARGO	17T	\$ 45.00	\$ 45.00
		PER. ANTI-THEFT (req. 55F)	593	\$ 107.00	
		REMOVE KEYLESS ENTRY	RMV	\$ -	
		REAR CONSOLE PLATE FOR WIRE CHASE	85R	\$ 40.00	\$ 40.00
		GRIL LED LGHTS/SIREN/SPKR PRE-WIRE	60A	\$ 45.00	
		REMOVE DRV LED SPT LMP	RMV	\$ (352.00)	
		INT UPGRADE - CRPT/CLTH/CONSOLE	65U	\$ 348.00	
		REAR LIGHT - BLUE/BLUE FOR CARGO	66C	\$ 406.00	
		DARK CAR FEATURE	43D	\$ 22.00	\$ 22.00

STATE CONTRACT CTR006716
Attn: BRIAN KREINER

TOTAL OF STATE CONTRACT UNIT W/ ADDED ADDL. BID ITEMS FROM ABOVE	\$ 32,997.00
TOTAL FOR 2010 FUSION, 2013 TAURUS (#36) & 2014 TAURUS (#37) TRADES	\$ (5,400.00)
TOTAL FOR EXT WARRANTY	\$ -
TOTAL FOR CUSTOMER ADDED OPTIONS - NOT QUOTED TO THE STATE	\$ 169.50
TOTAL FOR CUSTOMER ADDED FORD FACTORY VSO LIGHTING OPTIONS	\$ 0.00
TOTAL FOR SINGLE UNIT QUOTED / ORDERED	\$ 27,766.50
1 unit/s requested	\$ 27,766.50

Derek Powers
Fleet/Gvmt. Sales Mgr.
Montrose Ford
QUOTED 2/28/2022

CODE	DESCRIPTION
153	License Plate Bracket - Front
60R	Noise Suppression Bonds (Ground Straps)
86T	Tail Lamp / Police Interceptor Housing Only

RESOLUTION NO: 22-R-39
SPONSOR: MAYOR ADAMSON
INTRODUCED: JULY 6, 2022

A RESOLUTION AUTHORIZING EXPENDITURES FROM THE LAW ENFORCEMENT TRUST FUNDS FOR THE PURPOSES SET FOR IN THE NEW FRANKLIN POLICE DEPARTMENT LAW ENFORCEMENT TRUST FUND POLICY.

WHEREAS, the Law Enforcement Trust Fund, Fund 2091 exists for the deposit and disbursement of proceeds from law enforcement activities resulting in fines, forfeitures and proceeds of contraband; and

WHEREAS, the New Franklin Police Department has adopted a Law Enforcement Trust Fund Policy authorizing expenditures from said funds consistent with the provisions of the Ohio Revised Code. A copy of said Policy is attached hereto as Exhibit A and incorporated by reference herein; and

WHEREAS, New Franklin City Council wishes to authorize the utilization of these funds for those purposes by the police.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW FRANKLIN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

SECTION ONE:

New Franklin City Council hereby authorizes the expenditure of funds from the Law Enforcement Trust Funds for the purposes as set forth in the New Franklin Police Department Law Enforcement Trust Fund Policy.

SECTION TWO:

The City of New Franklin finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberation of this Council and any other Committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

ADOPTED: _____

Kelly Kepler, Clerk

Judy Jones, President
22-R-39

APPROVED: _____, 2022

Paul F. Adamson, Mayor

ENACTED EFFECTIVE: _____

ON ROLL CALL: Cotts _____ Daniels _____ Fetterman _____
 Harget _____ Jones _____ Powell _____
 Stock _____

Publications on _____ and _____

Kelly Kepler, Clerk

NEW FRANKLIN POLICE DEPARTMENT LAW ENFORCEMENT TRUST FUND POLICY

This policy is established to meet the statutory requirements of the Ohio Revised Code and for compliance with the requirements established by the Auditor of the State of Ohio. The City of New Franklin has established a Law Enforcement Trust Fund. Said Fund shall be governed by the terms of this Policy, as amended from time to time.

Receipt of Funds

- A. Upon receipt of any funds as provided by Ohio law, the New Franklin Police Department shall fully document the following:
1. Date the funds were received;
 2. The amount of such funds;
 3. The source of such funds.

Expenditures

- A. Law Enforcement Trust Fund monies may only be used in accordance with this policy and, subject to the requirements specified in this section, only for the following purposes:
1. To pay the costs of protracted or complex investigations or prosecutions;
 2. To provide reasonable technical training or expertise;
 3. To provide matching funds to obtain federal grants to aid law enforcement, in the support of D.A.R.E. programs or other programs designed to educate adults or children with respect to the dangers associated with the use of drugs or abuse;
 4. To pay the costs of emergency action taken under section [3745.13](#) of the Revised Code relative to the operation of an illegal methamphetamine laboratory if the forfeited property or money involved was that of a person responsible for the operation of the laboratory;
 5. For other law enforcement purposes that the Mayor, Chief of Police or City Council determines to be appropriate.

- B. Upon the expenditure of any funds in the Law Enforcement Trust Fund, the City of New Franklin shall fully document the specific amount expended on each general type of expenditure.
- C. The record shall not provide for or permit the identification of any specific expenditure that is made in an ongoing investigation.

Reporting Requirements

- A. In accordance with Ohio Revised Code Section 2925.03(F)(b), the City of New Franklin shall prepare a report for each calendar year that includes all of the information contained in all of the public records kept by the agency pursuant to Ohio Revised Code Section 2925.03(F)(2)(a) for that calendar year. The Police Department shall send a copy of the report to the Ohio Attorney General, the legislative authority, and Fiscal Officer no later than the first day of March of the following year.
- B. The Fiscal Officer shall be responsible for the maintenance of the financial records of the fund including bank statements, appropriation requests, disbursements and receipts for property or services.