

BOARD OF PUBLIC WORKS AND SAFETY
Agenda Request Form

(Form B-01-2012)

Organizations and individuals are asked to submit a request form and supporting documents to be placed on the agenda. You will be contacted by the City confirming the date of the meeting in which your request will be heard.

Please make sure that your contact information is accurate in case we need to get in touch with you. The Board of Works meets on the 1st and 3rd Monday of each month at 5:00 p.m. in City Hall located at 70 E. Monroe Street.

Date Submitted:	08/13/2015	Requested Meeting Date:	08/17/2015		
		Confirmed Meeting Date:			
Received by:					
Contact Information: Please provide all requested information in the fields below. (Print or Type)					
On Behalf of Organization or Individual:			City of Franklin		
Name:	Lynnette Gray		Telephone:	(317) 738-3365	
Title or Position:	City Attorney				
E-Mail:	lynng@jgmlawfirm.com				
Address:	63 E. Court St.				
City:	Franklin	State:	IN	ZIP:	46131
Who will attend the meeting and present the request?					
Name:	Lynnette Gray		Telephone:	(317) 738-3365	
Title or Position:	City Attorney				
E-Mail:	lynng@jgmlawfirm.com				
Please describe the purpose or title of your presentation.					
Request approval of Resolution Accepting Transfer of Property from the Franklin Community School Corporation for Trail					
Supporting documents: All supporting documents should be submitted with the request form.					
1. Resolution Accepting Resolution Authorizing Transfer of Property.					
2. Substantially similar Resolution of Franklin Community School Corporation					

Resolution of the City of Franklin Board of Works

Resolution No.: 2015-11

**RESOLUTION ACCEPTING TRANSFER OF PROPERTY FROM THE FRANKLIN
COMMUNITY SCHOOL CORPORATION**

WHEREAS, the City of Franklin by and through its Board of Works is a government organization providing services to the citizens of Franklin, Indiana and is a disposing agent as that term is contemplated pursuant to I.C. 36-1-11-2; and

WHEREAS, the Franklin Community School Corporation (“FCSC”) is an Indiana Public School Corporation organized and operating pursuant to I.C.20-26; and

WHEREAS, the City of Franklin by and through its Board of Works has authority pursuant to I.C. 36-1-11-2 to serve as disposing agent and to accept acquisition of real property with a governmental entity, including an Indiana Public School Corporation; and

WHEREAS, the City of Franklin, Indiana has requested that FCSC convey to the City of Franklin a portion of unimproved real property owned by FCSC and described in attached Exhibit “A” to be used by the City as part of Franklin’s public walking trails; and

WHEREAS, I.C. 36-1-11-8 allows for the transfer or exchange of real property between governmental entities upon terms and conditions agreed upon by the entities as evidenced by adoption of substantially identical Resolutions by each entity; and

WHEREAS, FCSC has agreed to convey to the City of Franklin the above unimproved real property to be used by the City as a part of Franklin’s public walking trails; as evidenced by Resolution of the Franklin Community School Corporation attached hereto as Exhibit “B”; and

WHEREAS, the City of Franklin by and through its Board of Works believes it is in the best interest of the tax payers and citizens of the City of Franklin to receive said property from FCSC without fee and to use the same for the public purpose of a walking trail as part of the public walking trails system; and

WHEREAS, the City of Franklin by and through its Board of Works does hereby receive and accept said transfer of real property from FCSC to be used by the City of Franklin as part of the Franklin public walking trails; and

BE IT THEREFORE RESOLVED that the City of Franklin by and through its Board of Works does hereby adopt the above aforementioned as findings of fact;

IT IS FURTHER RESOLVED that the City of Franklin by and through its Board of Works does agree:

1. To accept transfer and delivery of the aforementioned real estate as described above for its use as part of Franklin’s public walking trails.

2. The proposed use of the above described real estate shall be for a civic purpose.
3. The conveyance shall be without consideration.
4. Upon approval of substantially identical Resolutions by FCSC and approval of this Resolution, the Board of Public Works does hereby authorize the Mayor of the City of Franklin to execute such documents of conveyance and transfer as may be required in order to accept conveyance from the Franklin Community School Corporation of the real estate described in Exhibit "A".

IT IS FURTHER RESOLVED this Resolution shall be in full force and effect from and after its passage and as provided for by applicable law.

INTRODUCED & APPROVED by the Board of Public Works and Safety of the City of Franklin, Johnson County, Indiana this _____ day of August, 2015.

City of Franklin, Indiana, By its Board of Public Works and Safety:

Voting Affirmative:

Voting Opposed:

Mayor Joseph E. McGuinness

Mayor Joseph E. McGuinness

Stephen Barnett, Member

Stephen Barnett, Member

Robert Swinehamer, Member

Robert Swinehamer, Member

Attest:

Janet P. Alexander, Clerk Treasurer

Prepared by: Lynnette Gray
Attorney No.: 11567-41

EXHIBIT "A"

Project: 1383225
Key No.: 41-08-13-013-004.000-018
Parcel: 7 Trail Easement

A part of the West Half of the Northeast Quarter of Section 13, Township 12 North, Range 4 East, Johnson County, Indiana, and being that part of the grantors' land lying within the right of way lines depicted on the attached Easement Parcel Plat, marked EXHIBIT "B", described as follows: Commencing at the southwest corner of the east half of the northwest quarter section, designated as point "11" on said plat; thence along the south line of said southwest quarter section South 86 degrees 34 minutes 29 seconds East 1,032.90 feet to the west line of the grantor's land; thence along said west line North 0 degrees 04 minutes 19 seconds East 1,735.11 feet to the centerline of Upper Shelbyville Road; thence along said centerline North 85 degrees 03 minutes 17 seconds East 943.20 feet to the east line of the grantor's land; thence along said east line South 0 degrees 06 minutes 49 seconds East 11.04 feet to the south boundary of Upper Shelbyville Road; thence along said south boundary South 85 degrees 03 minutes 17 seconds West 49.82 feet to the point of beginning of this description, designated as point "239" on said plat; thence South 04 degrees 56 minutes 40 seconds East 93.39 feet to point "240" designated on said plat; thence South 86 degrees 29 minutes 20 seconds West 20.01 feet to point "238" designated on said plat; thence North 04 degrees 56 minutes 51 seconds West 92.89 feet to the south boundary of Upper Shelbyville Road designated as point "237" on said plat; thence along said south boundary North 85 degrees 03 minutes 17 seconds East 20.00 feet to the point of beginning and containing 0.043 acres, more or less.

This description was prepared for The City of Franklin, Indiana by
Timothy J. Coomes, Indiana Registered Land Surveyor, License Number
20600004, on the 23rd day of February, 2015.



A handwritten signature in cursive script, appearing to read "Tim Coomes".

