

**Board of Public Works and Safety**  
**Regular Meeting Minutes**  
**October 3, 2016**

The regular meeting of the Board of Public Works and Safety of the City of Franklin, Indiana was called to order at 5:00 p.m. at City Hall, 70 E. Monroe Street, with Mayor Joseph E. McGuinness presiding. Board member Bob Swinehamer answered roll call. Board member Stephen Barnett was absent.

Chief of Police Tim O’Sullivan, Fire Chief Dan McElyea, Parks Department Superintendent Chip Orner, Sewer Billing Office Manager Sherry Phillips, DPW Superintendent Rick Littleton, Community Development Director Krista Linke, City Engineer Travis Underhill, Street Commissioner Brett Jones, Clerk Treasurer Jayne Rhoades, Records Clerk Kathy Cragen, and City Attorney Lynnette Gray were also in attendance.

Mayor McGuinness led the Pledge of Allegiance.

Mayor McGuinness spoke about Mr. Barnett who was involved in a serious racing accident over the weekend. Mr. Barnett is recovering well, and hopefully will be released from the hospital later this week.

**Public Comments**

Discussion of Wayne Street Construction - Sharon Cline came forward to discuss the Wayne Street Park that will be lost due to construction in this area. Ms. Cline stated that she had met with Mr. Barnett & Mr. Stahley from CrossRoad Engineers concerning this issue. Ms. Cline stated that she had received an email from Mayor McGuinness stating the proposed parking lot in this area is not needed at this time, but may become necessary in the future, but it would be a public parking lot and not a private one. Ms. Cline thanked everyone for their response on this issue.

**Consent Agenda**

Mayor McGuinness presented the consent agenda for approval.

1. Approval of Minutes from meeting held September 19, 2016
2. Board of Works Claims.
  - Pension Payroll in the amount of \$57,715.99
  - #092416 Sewer Utilities in the amount of \$1,608.66
  - #092316 BOW Contracts/Utilities in the amount of \$221,281.72
  - Payroll in the amount of \$344,739.76
  - #092816 Sewer Utilities in the amount of \$3,227.43
  - #092916 BOW Contracts/Utilities in the amount of \$105,908.16
  - #092716 RDC Contracts/Utilities in the amount of \$8,725.51
  - #100216 Sewer Utility General Obligations in the amount of \$41,749.32
  - #100316 BOW General Obligations in the amount of \$83,335.50

Mr. Swinehamer made a motion to approve the consent agenda as presented, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Mayor McGuinness stated that he had been receiving phone calls asking about trick or treat hours, and after speaking with the police chief they decided they would like the hours to be from 5:30 to 8:30 p.m., October 31<sup>st</sup>. Mayor McGuinness made a motion to set the hours from 5:30 to 8:30 p.m., seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

### **Old Business**

There was no old business presented.

### **New Business**

**Request Approval to Allow Parking Spaces for Homeview Healthcare Operations Company, LLC; a Loading Berth/Deliver Area; Parking Lot Landscape Islands; and an Interior Drive for the Far East Parking Lot to be Located Within the Palmer Street Right-of-Way** - Attorney Stephen L. Huddleston – Mayor McGuinness stated that he had received a request from Mr. Huddleston to table this item until the November 7<sup>th</sup> meeting. Mayor McGuinness made a motion to table this item until 11/7/16, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

**Request to Block Two Parking Spaces in front of Elks Lodge for Food Truck for "Jammin for a Cure" on 10/15/16 from 12:00 p.m. to 11:00 p.m., and block same spaces for Blood Drive Truck on 11/01/16 from 4:00 p.m. to 7:00 p.m.** - Deena Wilham came forward stating she is representing Elks Club #1818 in requesting the closures listed above. Mr. Swinehamer made a motion to approve the closure of parking spaces for both dates, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

**Request to Block off Yandes Street between Adams Street and King Street on October 9th from 6:00 p.m. to 10:00 p.m. for a Neighborhood Block Party** - Paul Humbles came forward to present this request for street closure for a neighborhood block party. A discussion was held. Mayor McGuinness, and Mr. Swinehamer stated that due to the fact that blocking the streets could cause problems for emergency vehicles in this area, they were not in favor of this request. Mayor McGuinness made a motion to deny this request, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried, and the request was denied.

**Request That Trees Remain on the South Side of West Jefferson Street** - William D. Ogle was not present. Mayor McGuinness stated that he knew there was concern from residents in this area regarding the removal of trees due to road work, but they will be adding back trees that will be more street friendly after road work in this area is completed. A discussion was held.

Mayor McGuinness made a motion to deny this request, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried, and the request was denied.

**Request Approval of 2016-2017 Johnson Memorial Hospital Wellness Program Service Agreement for the City of Franklin** - City Attorney Lynn Gray stated this is an annual contract for the city's wellness program with Johnson Memorial Hospital (JMH) that is up for renewal. A discussion was held. Mr. Swinehamer made a motion to approve the contract, and authorizing the Mayor to sign, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

**Declare the 1979 Parks & Recreation Mobile Stage Surplus and Authorize it to be Sold** - Director of Parks and Recreation Chip Orner stated that after 37 years of service they are requesting the 1979 mobile stage be declared surplus, and allowed to be sold at auction. City Attorney Gray stated this will be sold in a sealed bid auction due to the value. Mr. Swinehamer made a motion to declare the mobile stage surplus and authorize it to be sold, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

**Request Approval of Change Order #1 from Dave O'Mara Contractor, Inc. for 2016 Paving Program** - City Engineer Travis Underhill stated this is similar to the change order that was presented at the last meeting. Mr. Underhill stated this is an increase in quantities, and the change order is an increase of \$51,765.36. A discussion was held. Mr. Swinehamer made a motion to approve, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

**Request Approval of Final Change Order from Dave O'Mara Contractors, Inc. for King Street Reconstruction** - City Engineer Travis Underhill stated this is for the East King street reconstruction project. Mr. Underhill stated this change order is for final quantities on this project in the amount of \$16,458.29. Mr. Swinehamer made a motion to approve the change order, and authorizing Mayor McGuinness to sign, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

**Approval and Acceptance of Subdivision Performance Bonds and Secondary Plat for Heritage, Section 7** - Senior Planner Joanna Myers stated there are nine (9) performance bonds to be approved, and accepted & a secondary plat for Heritage Section 7. Ms. Myers read the performance bond numbers and amounts as follows: Performance Bond #PB18719000022 for Sanitary Sewers in the amount of \$116,923.20; Performance Bond #PB18719000023 for Sidewalks in the amount of \$41,328.00; Performance Bond #PB18719000024 in the amount of \$201,770.00; Performance Bond #PB18719000026 for Streets, Stabilization, Binder and U/D in the amount of \$132,060.00; Performance Bond #PB18719000027 for Street Signs in the amount of \$3,600.00; Performance Bond #PB18719000034 for Seeding and Erosion Control in the amount of \$56,160.00; Performance Bond #PB18719000030 for Concrete Curbs in the amount of \$56,160.00; Performance Bond #PB18719000029 for Survey Monuments in the amount of \$3,180.00; Performance Bond #PB18719000028 for Street Surface in the amount of \$29,160.00.

Mr. Swinehamer made a motion to accept and approve all of the performance bonds and the secondary plat, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

**Request Approval and Execution of Dedication of Public Right-of-Way (1137 Graham Street)** - Senior Planner Joanna Myers stated that Graham Street Storage is going through expansion project, and they are requesting the approval and execution of a dedication of public right of way in this area. Mr. Swinehamer made a motion to approve, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

### **Other Business**

**Request to File Liens on Unkempt Property** – Mr. Swinehamer made a motion to approve, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

**Ray's Trash & Recycling Report – For informational purposes only.**

### **Department Reports / Staff Reports**

City Engineer Travis Underhill stated that he had received information from Mr. Stahley of CrossRoad Engineers, and they are working on closing out North Main Street Phase II. Mr. Underhill stated that the final asphalt work came in at \$176,000.00 under budget. Mr. Underhill gave an update of Jefferson Street project and stated that the underground work is completed, there is some storm drainage work remaining, and they should begin removal of curbs and sidewalks soon. Mr. Underhill stated that letters went out regarding trees in the corridor were due to be cut down after October 1<sup>st</sup>, all trees from US31 to Eastview Drive will be cut down in the next few weeks. Mr. Underhill also stated that the King Street & Paris Drive project roundabout lost a day or two due to weather, but should be open to traffic next week. Mr. Underhill also stated that the Wayne Street project is moving along well, and the Center Street & Central Ct. project should start soon.

City Attorney Gray stated that at the previous meeting there was an error made regarding a noise ordinance waiver. Ms. Gray had stated that the people requesting the waiver did not need to come before the Board due to the time of the event, but she has since reread the ordinance, and they did need to come before the Board for approval due to the fact that they were having a band at the event.

Mr. Swinehamer stated that we approved street closures on December 3<sup>rd</sup> for the downtown holiday lighting ceremony, and he was concerned that the construction would not be completed, and we may have to change the street closure area. A discussion was held, Mayor McGuinness

stated that there are accommodations that can be used in order for businesses, and people to get in and out of this area, and he doesn't think there should be any issues.

Mayor McGuinness thanked everyone for their work on the Fall Festival and fireworks last weekend, and stated that there was a great turn out.

**Adjournment**

As there was no further business to come before the Board of Works, a motion and a second were made to adjourn at 5:41 p.m.

Respectfully submitted,

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Jayne Rhoades, Clerk-Treasurer  
Enrolled: 10/12/16

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Joseph McGuinness, Mayor

Attest:

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Jayne Rhoades, Clerk-Treasurer