

**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:	1/30/13	Requested Meeting Date:	2/4/13
		Confirmed Meeting Date:	
Received by:			
<b>Contact Information: Please provide all requested information in the fields below. (Print or Type)</b>			
On Behalf of Organization or Individual:			
Name:	Lynnette Gray	Telephone:	(317) 738-3365
Title or Position:	City Attorney		
E-Mail:	<a href="mailto:lynng@embarqmail.com">lynng@embarqmail.com</a>		
Address:	63 E. Court Street		
City:	Franklin	State:	IN
ZIP:	46131		
<b>Who will attend the meeting and present the request?</b>			
Name:	Lynnette Gray	Telephone:	(317) 738-3365
Title or Position:	City Attorney		
E-Mail:	<a href="mailto:lynng@embarqmail.com">lynng@embarqmail.com</a>		
<b>Please describe the purpose or title of your presentation.</b>			
Request approval of Resolution No. 2013-01 for the Transfer of Personal Property			
<b>Supporting documents: All supporting documents should be submitted with the request form.</b>			
1. Copy of Resolution No. 13-01 for the Transfer of Personal Property			
2. Copy of proposed Resolution of the Board of Fire Trustees, Bargersville Community Fire Protection District (Transfer of Personal Property)			

## AGENDA RESERVATION REQUEST

**CITY OF FRANKLIN  
BOARD OF PUBLIC WORKS AND SAFETY**

Please type or print

<b>Date Submitted:</b>	1/30/2013	<b>Meeting Date:</b>	2/4/2013
<b>Contact Information:</b>			
<b>Requested by:</b>	Chief John D. Henderson		
<b>On Behalf of Organization or Individual:</b>		Fire Department	
<b>Telephone:</b>	346-1220 or 736-3650		
<b>Email address:</b>	<a href="mailto:jhenderson@franklin-in.gov">jhenderson@franklin-in.gov</a>		
<b>Mailing Address:</b>	1800 Thornburg Lane		
<b>Describe Request:</b>			
Request to sell our Ford F450 to Bargersville for \$15,000.00			
<b>List Supporting Documentation Provided:</b>			
Quote of purchases being made and truck information.			
<b>Who will present the request?</b>			
<b>Name:</b>	Chief John Henderson	<b>Telephone:</b>	346-1220 or 736-3650

*The Franklin Board of Works meets on the 1st and 3rd Monday of each month at 5:15 p.m. in the Council Chambers of City Hall located at 70 E. Monroe Street. In order for an individual and/or agency to be considered for new business on the agenda, this reservation form and supporting documents must be received in the Mayor's office no later than 12:00 p.m. on the Wednesday prior to the Board of Works meeting.*

## **Resolution 13-01**

### **A Resolution of the Franklin Board of Public Works & Safety Regarding The Transfer of Personal Property**

**WHEREAS**, the City of Franklin by and through its Board of Works (hereinafter referred to as “The City of Franklin”) is a government organization providing services to the citizens of Franklin, Indiana and is a disposing agent as that term is contemplated pursuant to IC 36-1-11-2; and

**WHEREAS**, the Board of Fire Trustees, Bargersville Community Fire Protection District (hereinafter referred to as “Bargersville Fire”) is a government organization providing services to the citizens of Bargersville, Indiana and is a disposing agent as that term is contemplated pursuant to IC 36-1-11-2; and

**WHEREAS**, the City of Franklin by and through its Board of Works has authority by law to own, possess and control certain items of personal property which is more specifically identified as:

2005 Ford TK F-450, Model FW46, VIN# 1FDXW46P65EA26164

**WHEREAS**, the City of Franklin has authority by law to dispose and transfer said item of personal property per IC 5-22-22-10; and

**WHEREAS**, the City of Franklin is desirous of disposing of and transferring said item of personal property in the “as is” condition to Bargersville Fire; and

**WHEREAS**, Bargersville Fire is desirous of receiving and taking control of said item of personal property which is being offered by the City of Franklin for use in providing services to its respective citizens; and

**WHEREAS**, IC 36-1-11-8 allows for the transfer or exchange of personal property between governmental entities upon terms and conditions agreed upon by the entities; and

**WHEREAS**, the City of Franklin has agreed to transfer and exchange this personal property to Bargersville Fire in exchange for payment by Bargersville Fire of the sum of fifteen thousand dollars (\$15,000.00); and

**WHEREAS**, the City of Franklin does hereby enter into this agreement with Bargersville Fire to transfer and deliver the item of personal property as described above to Bargersville Fire for its exclusive use and control upon the adoption and acceptance of this Resolution and payment of the sum of \$15,000.00 to the City of Franklin; and.

**WHEREAS**, Bargersville Fire does hereby receive and accept said item of personal property being offered by the City of Franklin as described above to be its sole and exclusive

property upon adoption and acceptance of a substantially identical Resolution by Bargersville Fire; and

**BE IT THEREFORE RESOLVED** that the City of Franklin does hereby adopt the above aforementioned as findings of fact;

**IT IS FURTHER RESOLVED** that the City of Franklin does hereby enter into this agreement with Bargersville Fire to transfer and deliver the item of personal property as described above to the Bargersville Fire Department for its exclusive use and control upon receiving payment of \$15,000.00.

**INTRODUCED & APPROVED** by the Board of Public Works and Safety of the City of Franklin, Johnson County, Indiana this \_\_\_\_\_ day of February, 2013.

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

Voting Affirmative:

Voting Opposed:

\_\_\_\_\_  
Mayor Joseph E. McGuinness

\_\_\_\_\_  
Mayor Joseph E. McGuinness

\_\_\_\_\_  
Steve Barnett

\_\_\_\_\_  
Steve Barnett

\_\_\_\_\_  
Robert Swinehamer

\_\_\_\_\_  
Robert Swinehamer

Attest:

\_\_\_\_\_  
Janet P. Alexander, Clerk Treasurer

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

Resolution of the City of the Board of Fire Trustees  
Bargersville Community Fire Protection District

Resolution No.: 2013-\_\_\_\_\_

**WHEREAS**, the Board of Fire Trustees, Bargersville Community Fire Protection District (hereinafter referred to as "Bargersville Fire") is a government organization providing services to the citizens of Bargersville, Indiana and is a disposing agent as that term is contemplated pursuant to IC 36-1-11-2; and

**WHEREAS**, the City of Franklin by and through its Board of Works (hereinafter referred to as "The City of Franklin") is a government organization providing services to the citizens of Franklin, Indiana and is a disposing agent as that term is contemplated pursuant to IC 36-1-11-2; and

**WHEREAS**, The City of Franklin by and through its Board of Works has authority by law to own, possess and control certain items of personal property which is more specifically identified as:

2005 Ford TK F-450, Model FW46, VIN# 1FDXW46P65EA26164

**WHEREAS**, the City of Franklin has authority by law to dispose and transfer said item of personal property per IC 5-22-22-10; and

**WHEREAS**, the City of Franklin is desirous of disposing of and transferring said item of personal property in the "as is" condition to Bargersville Fire; and

**WHEREAS**, Bargersville Fire is desirous of receiving and taking control of said item of personal property which is being offered by the City of Franklin for use in providing services to its respective citizens; and

**WHEREAS**, IC 36-1-11-8 allows for the transfer or exchange of personal property between governmental entities upon terms and conditions agreed upon by the entities; and

**WHEREAS**, the City of Franklin has agreed to transfer and exchange this personal property to Bargersville Fire in exchange for payment by Bargersville Fire of the sum of fifteen thousand dollars (\$15,000.00); and

**WHEREAS**, Bargersville does hereby enter into this agreement with the City of Franklin to receive the item of personal property as described above for its exclusive use and control upon the adoption and acceptance of this Resolution and payment of the sum of fifteen thousand dollars (\$15,000.00) to the City of Franklin; and.

**WHEREAS**, Bargersville Fire does hereby receive and accept said item of personal property being offered by the City of Franklin as described above to be its sole and exclusive property upon adoption and acceptance of a substantially identical Resolution by Bargersville Fire; and

**BE IT THEREFORE RESOLVED** that Bargersville Fire does hereby adopt the above  
aforementioned as findings of fact;

**IT IS FURTHER RESOLVED** that Bargersville Fire does hereby enter into this  
agreement with the City of Franklin to transfer and deliver the item of personal property as  
described above to the Bargersville Fire Department for its exclusive use and control upon  
receiving payment of \$15,000.00.

**INTRODUCED & APPROVED** by the Board of Fire Trustees, Bargersville  
Community Fire Protection District, City of Bargersville, Johnson County, Indiana this \_\_\_\_\_  
day of February, 2013.

**BOARD OF FIRE TRUSTEES  
BARGERSVILLE COMMUNITY FIRE PROTECTION DISTRICT**

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