

**COMMON COUNCIL
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 Common Council meets on the 1st and 3rd Monday of each month at 6:00 p.m. in City Hall located at 70 E. Monroe Street.

Date Submitted: 07-23-19 **Meeting Date:** 08-05-19

Contact Information:

Requested by: Jayne Rhoades, Clerk-Treasurer

On Behalf of Organization or Individual:

Telephone: 317-736-3609

Email Address: Jrhoades@franklin.in.gov

Mailing Address: 70 E Monroe Street, Franklin, IN 46131

Describe Request:

Need to update the clothing allowance ordinance to include Police Chief, which is currently not a merit officer.

List Supporting Documentation Provided:

Common Council Ordinance 19-03

Who will present the request?

Name: Jayne Rhoades, Clerk-Treasurer **Telephone:** 317-736-3609

In order for an individual and/or agency to be considered for new business on the Common Council agenda, this reservation form and supporting documents must be received in the Mayor's office no later than 4:00 p.m. on the Wednesday before the meeting.

**ORDINANCE NUMBER 19-03
OF THE CITY OF FRANKLIN, INDIANA**

**AN ORDINANCE PROVIDING FOR A CLOTHING AND EQUIPMENT ALLOWANCE AND
REPEALING AND REPLACING ORDINANCE NO. 11-09 RELATIVE TO SAME**

Whereas, the City of Franklin, Indiana ("City") has provided an annual clothing allowance to certain employees to assist them in procuring and maintaining the necessary uniforms and equipment required by their official duties;

Whereas, the administration of the annual clothing allowance has become problematic, and should be revised;

**NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF FRANKLIN,
INDIANA, ORDAINS AND ENACTS THE FOLLOWING:**

- 1) **Eligible Members:** A clothing and equipment allowance (referred to hereafter as the "Allowance") will be provided to all active fire fighters and police officers. Police Evidence Technician(s) who have been employed at least one (1) full year will receive the Allowance. Further, Public Safety Officer(s) and Fire Civilian Inspector(s) having been employed at least one (1) full year will also receive the Allowance, but only in an amount equaling fifty-percent (50%) of the full Allowance. Recipients leaving the City's employ are not entitled to any pro rata share of future Allowance payments.
- 2) **Amount of Allowance:** The full Allowance will be Eight Hundred Dollars (\$800.00) annually.
- 3) **Method of Payment:** The Allowance will be paid in two (2) equal installments, with the first being paid on or about January 10th and the second being paid on or about July 1st of each year. Otherwise, the Clerk-Treasurer may make the Allowance payments in a manner she deems appropriate, including by separate check to the eligible employees.
- 4) **Approved Clothing and Equipment:** Board of Works Resolution No. 06-02 details a list of approved clothing and equipment. Additionally, the Board of Works may from time to time add or subtract items from this approved list as the Board deems appropriate.
- 5) **Taxability of Allowance:** The entire Allowance is subject to all applicable taxation, including income taxes, social security taxes, and/or Medicare taxes, except those portions of the Allowance used for qualified and approved uses. Recipients desiring to exempt some or all of their Allowance from their taxable income must submit to the Clerk-Treasurer receipts of approved clothing and/or equipment purchases they have made no later than thirty (30) days before anticipated issuance of the next semi-annual installment payment. To be considered a valid purchase, the receipt must state the date, time, place, amount, and business purpose of the purchase(s). The Board of Works may use its

discretion to determine the validity of purchases. Otherwise, applicable income tax withholdings will be made from the employee's next or subsequent wages.

- 6) **Construction of Clause Headings.** The clause headings appearing in this ordinance have been provided for convenience and reference, and do not purport and will not be deemed to define, limit, or extend the scope or intent of the clauses to which the headings pertain;
- 7) **Repeal of Conflicting Ordinances.** The provisions of all other ordinances in conflict with the provisions of this ordinance are of no further force or effect, and are now repealed, specifically including Ordinance No. 11-09.
- 8) **Severability of Provisions.** If any part of this ordinance is held to be invalid, such part will be deemed severable and its invalidity will have no effect upon the remaining provisions of this ordinance;
- 9) **Duration and Effective Date.** The provisions set forth in this ordinance become and will remain in full force and effect (until their repeal by ordinance) on day of the passage and adoption of this ordinance by signature of the executive in the manner prescribed by Indiana Code §§ 6-4-6-15, 16.

Introduced and Filed on the _____ day of _____, 2019.

DULY PASSED on this _____ day of _____, 2019, by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of _____ in Favor and _____ Opposed.

City of Franklin, Indiana, By its Common Council:

Voting Affirmative:

Voting Opposed:

Kenneth Austin, Council President

Kenneth Austin, Council President

Andrew Eggers, Vice-President

Andrew Eggers, Vice-President

Joseph P. Abban

Joseph P. Abban

Daniel J. Blankenship

Daniel J. Blankenship

Robert D. Heuchan

Robert D. Heuchan

Danny Richards

Danny Richards

Richard L. Wertz

Richard L. Wertz

Attest:

Jayne Rhoades
City Clerk-Treasurer

Presented by me to the Mayor of the City of Franklin for his approval or veto pursuant to
Indiana Code § 36-4-6-15, 16, this _____ day of _____, 2019
at _____ o'clock a.m./p.m.

Jayne Rhoades,
City Clerk-Treasurer

This ordinance having been passed by the legislative body and presented to me
[Approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)]
[Vetoed, pursuant to Indiana Code § 36-4-6-16(a)(2)], this _____ day of
_____, 2019 at _____ o'clock a.m./p.m.

Steve Barnett
Mayor

Attest:

Jayne Rhoades,
City Clerk-Treasurer

Prepared by: srb