

**Monday October 24, 2005 @ 7:00 P.M.**

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Presiding Officer: Mayor Brenda Jones-Matthews

Roll Call Present: President Stephen Hougland  
Mr. Joseph R. Ault  
Mr. Kenneth W. Austin  
Mr. Phillip R. Barrow  
Mr. Jeffrey C. Eggers  
Dr. William T. Murphy

Absent: Mrs. Ann Gordon

Also present: Clerk-Treasurer Janet Alexander, City Attorney Robert H. Schafstall

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Roll Call, the Invocation and the Pledge of Allegiance were offered.

### **SPECIAL ANNOUNCEMENTS**

Mayor Jones-Matthews introduced Cheryl Morpew, the Executive Director of Johnson County Development Corporation. Ms. Morpew distributed business cards to the Council members and stated that their organizations services include bringing investments and jobs to the community and providing resources.

### **PUBLIC COMMENTS**

Mayor Jones-Matthews asked if anyone from the public wished to comment on any matter not listed on the agenda. Mr. Vandivier requested to speak at the end of the meeting. Mayor Jones-Matthews granted this request.

### **CONSENT AGENDA**

Mr. Hougland made a motion to amend the minutes from the September 26, 2005 meeting and strike the wording relating to Ordinance 05-24: An Ordinance Restricting the Use of "Fireworks" that included wording from the 7-page version and insert the wording from the 1-page version. Mr. Ault seconded by Dr. Murphy made a motion to approve the consent agenda items as amended:

1. Minutes of the regular meeting held September 26, 2005 – amended
2. Budgetary Resolution 05-17: A Common Council Budgetary Resolution Authorizing A Transfer (Park & Rec. Budget 124 to 215)
3. Budgetary Resolution 05-18: A Common Council Budgetary Resolution Authorizing A Transfer (Park & Rec. Budget 443 to 336)
4. Budgetary Resolution 05-19: A Common Council Budgetary Resolution Authorizing a Transfer (Police Department)
5. Budgetary Resolution 05-20: A Common Council Budgetary Resolution Authorizing a Transfer (Planning Department)

The motion carried and the consent agenda was approved.

## **PRESENTATIONS**

Former City Mayor Mr. Eddy Teets, speaking on behalf of the Indiana National Guard Employer Support of the Guard and Reserves (ESGR) appeared before the Council to present the City of Franklin with a Statement of Support for the Guard and Reserve.

## **OLD BUSINESS**

## **PUBLIC HEARINGS**

### **Resolution 05-21: A Resolution Setting Forth Final Action in Determining an Economic Revitalization Area and Confirming Resolution No. 05-20 for Femco Magnet Wire Corporation**

Mayor Jones-Matthews presented the proposed resolution regarding the final action in determining an economic revitalization area for Femco Magnet Wire Corporation and confirming resolution 05-20. A first and a second were made to read the resolution by title only. The motion carried. Mr. Hougland made a motion to approve the proposed resolution, seconded by Dr. Murphy. The motion carried and the resolution was approved. The Council was polled and the votes cast were as follows:

Voting Aye: Hougland, Ault, Austin, Barrow, Eggers, Murphy

Voting Nay: None

### **Ordinance 05-24: An Ordinance Restricting the Use of “Fireworks”**

Attorney Rob H. Schafstall presented the proposed ordinance that would regulate the use of fireworks in the City of Franklin and allow for fees and fines for illegal use. A first and a second were made to read the ordinance by title only. The motion carried. Dr. Murphy made a motion to approve the proposed ordinance, seconded by Mr. Barrow. The motion carried and the ordinance was approved. The Council was polled and the votes cast were as follows:

Voting Aye: Hougland, Ault, Austin, Barrow, Eggers, Murphy

Voting Nay: None

### **Budgetary Ordinance 05-11: A Budgetary Ordinance Requesting an Additional Appropriation for the Police Department:**

Police Chief John Borges presented the proposed ordinance requesting an additional appropriation of reimbursements from the Governors Task Force for Impaired and Dangerous Driving, the Criminal Justice Institute, and Johnson County Fair Board.

The Clerk-Treasurer indicated that a change should be reflected in the amount in the 199.0 overtime line item from \$ 8,518.87 to \$ 8,510.87. The total amount is also reduced from \$9,247.12 to \$9,239.12.

A first and a second were made to read the budgetary ordinance by title only. The motion carried. Dr. Murphy made a motion to approve the proposed budgetary ordinance, seconded by Mr. Ault. The motion carried and the budgetary ordinance was approved.

The Council was polled and the votes cast were as follows:

Voting Aye: Hougland, Ault, Austin, Barrow, Eggers, Murphy

Voting Nay: None

Chief Borges requested clarification regarding the purchase of new vehicles. Chief Borges explained that the money will be encumbered from the 2005 budget into the 2006 budget year. A discussion was held. Dr. Murphy, seconded by Mr. Austin, made a motion to allow Chief Borges to move forward with the purchase of new vehicles for the Police Department. The motion carried and the request was approved. The Council was polled and the votes cast were as follows:

Voting Aye: Hougland, Ault, Austin, Barrow, Murphy

Voting Nay: Eggers

**Budgetary Ordinance 05-10: A Budgetary Ordinance Amending the 2005 Salary Ordinance 04-03 Relative to the Reclassification of Exempt and Non-Exempt Employees:**

Mayor Jones-Matthews presented the proposed budgetary ordinance amending the 2005 salary ordinance 04-03 relative to the reclassification of exempt and non-exempt employees. Clerk-Treasurer explained that the change is consistent with the salary ordinance adopted for 2006 and requested clarification in regard to the effective date of the change. The City Attorney, Rob Schafstall, recommended that the ordinance be amended to be effective as of the date of introduction rather than January 1, 2005 as it currently reads in the proposed ordinance.

A first and a second were made to read the budgetary ordinance by title only. The motion carried. Mr. Barrow made a motion to amend the proposed budgetary ordinance to an effective date of July 29, 2005, seconded by Mr. Eggers.

Mr. Barrow, seconded by Mr. Hougland made a motion to approve the budgetary ordinance as amended. The motion carried and the budgetary ordinance was approved. The Council was polled and the votes cast were as follows:

Voting Aye: Hougland, Ault, Austin, Barrow, Eggers, Murphy

Voting Nay: None

**NEW BUSINESS**

**Introduction of Budgetary Ordinance 05-12: Authorizing an Additional Appropriation to account 215 Operating Supplies in the Board of Works Budget**

Clerk-Treasurer Janet Alexander introduced the proposed budgetary ordinance for an additional appropriation within the General Fund – Board of Works Operating Supplies line item (101-5-215) to cover the projected expenses for gasoline use for the remainder of 2005. The budgetary ordinance was tabled and will be set for Public Hearing on November 14, 2005.

**Introduction of Budgetary Ordinance 05-13: Authorizing an Additional Appropriation in three-(3) non-property tax supported funds**

Clerk-Treasurer Janet Alexander introduced the proposed budgetary ordinance for an additional appropriation within three non-property tax supported funds that were under-appropriated at the beginning of the year. The budgetary ordinance was tabled and will be set for Public Hearing on November 14, 2005.

**Introduction of Budgetary Ordinance 05-14: Authorizing an Additional Appropriation in General Fund to 199 Overtime and in Fire Medic Fund 444 Machinery & Equipment for purchase of SUV**

Chief Reese presented the proposed budgetary ordinance requesting an additional appropriation for the overtime line item and machinery and equipment line item. Chief Reese explained that due to recent concerns raised by the public regarding the use of the fire engines on paramedic runs, he has researched alternatives. The one alternative that he thought to be cost efficient and productive for the department is to purchase a new vehicle that has been classified as a “chase vehicle.” The advantages to this alternative include the following:

1. Decrease the number of times the big engines and/or tower go out on paramedic runs, therefore, decreases maintenance needs
2. Maintain firefighters at the station to respond to other calls

Discussion held. Mayor Jones-Matthews pointed out that the vehicle will be kept at station 21 and will not be a take-home vehicle. Mr. Barrow inquired about the number of runs per year. Deputy Chief Nelson indicated that the Fire Department averaged 2000 ambulance runs and 800 fire runs last year. Chief Reese requested that the Fund 61 monies be used to purchase said vehicle.

Chief Reese introduced Stephanie Sighting with Central Indiana Billing in regard to collection of ambulance fees. Mayor Jones-Matthews indicated that Fire Medic fees collection issues will be addressed with the Board of Works tomorrow evening.

The budgetary ordinance was tabled and will be set for Public Hearing on November 14, 2005.

**Introduction of Budgetary Ordinance 05-15: Authorizing an Additional Appropriation to account 124 Part-time in Planning Department Budget**

Planning Director David Weir presented the proposed budgetary ordinance requesting an additional appropriation in the part-time line item to cover the services of the department’s new part-time code compliance officer. The budgetary ordinance was tabled and will be set for Public Hearing on November 14, 2005.

**Introduction of Ordinance 05-26: Duke Development-Request for Rezoning of Property located at 1000 W. Jefferson St.**

City Staff Planner Joseph Csikos introduced the proposed ordinance regarding a request from Duke Development to rezone property located at 1000 W. Jefferson Street. He reported that the Plan Commission voted 6 – 2 in favor of this proposal. Mr. Hougland inquired about the advantage to the City of Franklin. Mr. Csikos indicated that the benefit would be one more market rate apartment complex, the City is still receiving commercial size tax on the property, the traffic impact will not be as heavy as commercial traffic, and there may be more of a peak in morning and evening rush

**Common Council Minutes**  
**October 24, 2005**

hour traffic although the overall number will be lower than commercial development. Dr. Murphy expressed his concerns about the increase traffic along Jefferson Street in that area. A discussion was held. Mr. Csikos introduced Donna Smithers, representative of Duke Development, who showed the Council members plan area diagrams. The ordinance was tabled and will be set for Public Hearing on November 14, 2005.

**OTHER BUSINESS**

Mr. Ed Vandivier addressed the Council in regard to his concerns regarding the increase in taxes. Discussion held. Mayor Jones-Matthews, Clerk-Treasurer Janet Alexander and Council members offered to meet personally with Mr. Vandivier to discuss his concerns and review the increases he has experienced in his tax bill over the past years.

**ADJOURNMENT**

As there was no further business to come before the Common Council, the meeting adjourned at 8:22 p.m. The next meeting will be held November 14, 2005 at 7:00 p.m.

Signed copies available at the Clerk-Treasurer's Office:  
55 W. Madison  
Franklin, IN 46131