City of Franklin
COMMON COUNCIL MINUTES

City Hall
55 W. Madison St.
Franklin Indiana 46131

Monday, May 13, 2002 @ 7:00 P.M.

Presiding Officer:	Mayor Norman P. Blankenship	
Roll Call:		
Members Present:	Mr. Stephen D. Hougland,	President Pro-Tempore
	Mr. Joseph R. Ault	
	Mr. Phillip R. Barrow	
	Mr. Jerry B. Maguire	
	Mr. William T. Murphy	
	Mrs. Katherine L. Poynter	
	Mr. Lyman A. Snyder	
Also Present:	Clerk Treasurer Janet P. Alexander & City Attorney Robert H. Schafstall	

Mrs. Karen Bridges a correspondent for the Indianapolis Star attended this meeting.

After the Invocation and the Pledge of Allegiance, Mr. Ault seconded by Mr. Maguire, made a motion to approve the minutes of the April 22, meeting as distributed. The motion carried.

FCHS Youth Advisory Board Report
Mr. Steven Linville, outgoing President of the Youth Advisory Board with incoming President Jenny Jessen, Vice President Heather Connor, Board Secretary Lindsey Rainey and Board Member Doug Fredbeck came to update the Council on their 1st year accomplishments and their goals for 2002 – 2003 year. Mr. Linville reported that this year the Youth Advisory Board has held regular monthly meetings, designed and printed a brochure promoting the organization, and wrote a constitution. The Board also coordinated a volunteer Beautification Day in recognition of Earth Day / Arbor Day in an effort to get more students involved in community activities. On that day, Board Members, students and teachers planted flowers around Franklin High School.

Incoming President Jenny Jessen shared her goals for the coming year including: working with the City to install a sidewalk on Banta St. from Walnut St. to Grizzly Drive, a second Beautification Day, an in-school recycling program and instituting a Student of the Year program.

The Mayor and Council Members commended the students for their accomplishments and on their proposals for future projects. At the conclusion of this presentation, the Council and audience acknowledged the student's efforts with a round of applause.

OLD BUSINESS

Ordinance 02-06 Of the City of Franklin Indiana An Ordinance Approving Resolution Number 2002-09 Of the City of Franklin Indiana Plan Commission, Rezoning Certain Property Within the City of Franklin (to be known as the City View Farm Rezoning) Mr. Stephen Huddleston Esq., appearing on behalf of the petitioner presented the project and proposal to develop six acres on State Road 44 including an 84 unit apartment at 1037 West Jefferson Street and a small commercial strip mall on the property known as City View Farm. The developer is Michael Duke.

The Plan Commission held a public hearing March 19, 2002. The developer made several commitments including a proposed second exit / entrance off Drake Road, and the developer's offer to donate the cost of demolition to assist in relocating the historic barn. The home present on the lot will be preserved and will be converted into a coffee house or retail shop. The developer is planning an upscale apartment complex, with masonry, wood or stone facing. The apartments will be 1 – 3 bedrooms; minimum rent $580 – to $820.00 per month. The developer will install an improved drainage system that will ultimately feed into Young's Creek.

The developer will also install a six-foot fence between the apartment complex and the residence to the south on the property line as a buffer. They also plan to build a small park area for the children in the complex. Mr. Huddleston stated that the developer has committed to comply with INDOT in regard to the design requirements and number of entrances off of State Road 44. They will install one entrance directly across from the planned entrance into the fair ground so the de-acceleration lanes and passing blisters will be adjacent to each other. The developer has worked with Irwin Union Bank to connect the commercial development with the apartment complex to facilitate traffic to Drake Road from the complex.

Discussion held. Mr. Maguire read aloud from the Plan Commission Minutes, specifically the comments made by Mr. Swinehammer acknowledging that this area would be developed eventually and complimenting this particular planned development. Dr. Murphy stated that he is still concerned about the traffic issues and the potential increase in traffic due to the addition of the 84 apartments. Mr. Ault asked about the developer's efforts to address the visibility between the apartments and the homes in WestParke. Mr. Hougland and Dr. Murphy asked the developer to commit to the gaining access to Drake Road for an entrance and / or exit.

Mayor Blankenship stated that this is a public hearing and asked whether anyone wished to speak for or against the proposed ordinance. Mrs. Gayla Haugh asked who would maintain the area between the proposed six-foot fence the developer intends to install and her fence that is on her property line. The developer stated that the fences would be adjacent to one another.

Mr. Rob Shilts the Executive Director of Franklin Heritage recommended that they strive for the access to Drake Road. He also stated that he is pleased with the preservation of the original residence on City View Farm. He also complimented the developer for the commitment from Mike Duke regarding the offer to contribute the cost of demolition toward moving the barn that Mr. Shilts explained is a 1920 Sears & Roebuck barn ordered out of a catalogue.

Mayor Blankenship stated that this ordinance was introduced at the April 8' meeting. He asked whether anyone would make a motion to read the ordinance aloud by title only. Mr. Maguire seconded by Mr. Snyder made a motion to read the ordinance aloud by title only. Motion carried. Mayor Blankenship read the proposed ordinance aloud by title only. Mr. Maguire made a motion to approve, seconded by Mr. Barrow. At this time Council President Hougland asked Mr. Maguire to amend his motion requiring that approval is contingent upon the commitments made by the developer to the Plan Commission (as outlined in the exhibit) and the three (3) commitments made this evening which included:

1. Access to Drake Road
2. There will be two (2) entrances to the complex on State Road 44
3. One (1) entrance will align with the planned entrance into the fairground

Mr. Maguire agreed and stated that he would amend his motion to include the commitments. Mr. Barrow seconded this motion. Motion carried. The Council was polled and the votes cast were as follows, Mr. Hougland – Aye, Mr. Ault - Aye, Mr. Barrow - Aye, Mr. Maguire - Aye, Dr. Murphy - Aye, Mrs. Poynter - Aye, and Mr. Snyder - Aye. Number voting in favor of the ordinance 7. Number voting opposed 0. Motion carried. Approved.

NEW BUSINESS

Tax Abatement 2001 Compliance Reports
Planning Director David Weir presented information to the Common Council concerning the Economic Development Commissions (EDC) review and recommendations concerning the following companies:

1. NSK Corporation
2. Musicland Retail, Inc.
3. Owens-Illinois Closure, Inc.
4. Casting Technology Company (2)

Mr. Weir stated that the EDC found all of the tax abatements for these companies to be in substantial compliance. Mr. Maguire made a motion to accept the recommendations of the EDC in regard to these abatements. Dr. Murphy seconded this motion. Motion carried.

PETITIONS AND PUBLIC COMMENT

Mayor Blankenship asked if anyone in the audience had any petitions or public comments. No one asked to speak.

CLERK TREASURERS COMMENTS

The Clerk Treasurer asked the Council to consider the adoption of a resolution approving credit card accounts for each Department. The Clerk Treasurer recommended the adoption of the proposed Resolution 02-06. Mayor Blankenship read aloud the State Board of Accounts guidelines and asked the Council to consider the resolution tonight. He also stated that if the Council the resolution, the Board of Works would consider the same resolution tomorrow night at their meeting. The Council Members asked several questions about the security and controls placed on the cards. **Resolution 02-06 of the Common Council of the City of Franklin, Indiana – A Resolution Authorizing the Use of Certain Credit Card Accounts** Dr. Murphy made a motion to read <u>Resolution 02-06 A Resolution Authorizing the Use of Certain Credit Card Accounts</u>, seconded by Mrs. Poynter. Mr. Barrow made a motion to accept the resolution, seconded by Mr. Ault. Motion carried. The Council Members asked the Clerk to report back to them in six months concerning the use of the credit cards.

<u>Mr. Gilbert Smith of 299 N. Home Ave</u>. asked to address the Council. Mr. Smith reported that he was very concerned about the apartment house across the street from his residence. He reported the presence of several junked cars and refrigerators in the driveway. He also stated that the apartment house is limited to three units; however, he believes that there is a fourth unit being let. He also cited numerous other homes and apartment houses in his neighborhood where cars are parked in the yards, trash and debris are present and other concerns. Mayor Blankenship stated that many of the concerns stated could be acted on by the Planning Department.

COUNCIL MEMBER’S COMMENTS

Mr. Hougland thanked the Mayor, Mr. Maguire, members of the Fire Department, Street Department, and Franklin College students for their assistance during the recent flood. Mr. Ault pointed out that the employees of McGinn Tool filled the sand bags.

Mr. Ault showed a 1/8 replica of the Stedman Cannon, made in his shop that will be for sale at the museum. He is negotiating with a carriage maker. This is a prototype.

Mr. Hougland made a motion to authorize the Mayor to decide whether or not a Council Meeting will be warranted and so notify the Council (Monday May 27 - Memorial Day Holiday) seconded by Mr. Barrow. Motion carried.

MAYOR'S COMMENTS

Mayor Blankenship pointed out that the community response to the flood was marshaled in less than one hour.

The Mayor also reported that the holdover insurance claims from December & November of 2001 were considerable costing $382,974.04 in claims fracturing the Board of Works Group Insurance Budget Line considerably. Because of this we will be introducing a request for an additional appropriation for the group insurance for $500,000.00 at the next Council Meeting. The Mayor stated that the City recently received a CAGIT distribution for a little over $2,000,000.

He reminded everyone about the Indians Baseball game on the 18th.

Mrs. Poynter asked for an update on the redistricting project. Mr. Weir stated that new maps were printed today with the precinct wards.

The Mayor asked Mr. Weir if his office could determine how many complaints Mr. Smith has made in the last few years regarding ordinance violations in his neighborhood.

As there was no further business to come before the Common Council, the meeting adjourned at 8:35 p.m.

Respectfully submitted,

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Janet P. Alexander, Clerk-Treasurer
Secretary to the Common Council

Enrolled Date:

Approved by Common Council:_______

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Norman P. Blankenship, Jr. Mayor