

CITY OF FRANKLIN

55 W. Madison Street, Franklin, In 46131

MINUTES OF THE BOARD OF PUBLIC WORKS & SAFETY

Tuesday March 27, 2001

Time: 6:00 P.M. Place: City Council Room

Presiding Norman P. Blankenship, Jr., Mayor

Present: Stephen D. Hougland, Board Member
Joseph R. Ault, Board Member

Non Voting Members Present:

Chief John Borges	Mr. Mark Webb
Chief Michael Herron	Mr. David Weir
Mr. Richard Hughes	Mr. John Norris, Attorney
Mr. Rick Littleton	Mr. Jerry Ott, Engineer
Ms. Brenda Poe	Ms. Sue Midkiff, Recording Secretary

After the Invocation and the Pledge of Allegiance the Mayor announced that he would re-order the agenda to allow city residents who were asked to appear at this meeting, to speak first.

OTHER BUSINESS

Water Meter Exception: At the March 13, 2001 meeting, the Board directed the City Attorney to prepare a letter to be sent to Mr. Bill Stinson of 41 Ransdell Drive, Mr. Herschel Cook of 1190 W. Jefferson Street, Mr. Leon Devore of 50 Ransdell Drive, and Ms. Lillie Brockman at 60 Ransdell Drive.

Mr. Hougland stated that exemptions allowing private homeowners on wells to meter and report their home water usage to the City Sewer Billing Office were not addressed in the ordinance and that this inquiry was intended to discover when and why the exceptions were allowed and whether or not the practice should be continued. Mr. Stinson, Mr. Cook, Mr. Devore came and individually spoke to the Board concerning this issue.

Mr. Stinson told the Board that he remembers when the ordinance was under discussion. He stated that prior to the passage of the ordinance he and his neighbors on Ransdell Drive purchased and installed water meters. The meters were the same as those used by American Water Company. He also stated that he understood at the time that the new ordinance dealt with "un-metered" water and that by the time the ordinance passed, he and his neighbors had installed the meters. He stated also that he believes that he and his neighbors were and are in compliance with the City ordinance. Mr. Stinson could not remember exactly what year this occurred.

Mr. Cook stated that in October of 1986 he asked the Mayor and the Sewer Billing Manager if he could install a meter and received permission. He purchased the meter and had it installed by Culligan. Mr. Cook stated that he paid the sewage bill because Mayor Vandivier told him that he wanted every householder in Franklin to pay a sewage bill whether they were on the system or not. Mr. Cook stated that his home is on a five-finger septic system. Mr. Cook asked the Board when the ordinance was passed? Ms. Poe replied that the ordinance date is 1994. Mr. Cook closed by stating that he hoped the Board would decide in his favor.

Mr. Leon Devore appears and reports that he reads his meter and two others on his street. Those other houses will be sold in a few months. The Mayor asked Mrs. Poe what would happen with the new owners. Mrs. Poe stated that she had understood that these five exceptions were all that would be allowed. Mr. Devore stated he observed workers from the Water Company measuring Ransdell Drive and spoke with them. He stated that the Water Co. employee stated that they plan on delivering water to the area in the near future.

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Mr. Fred Paris stated that the ordinance was passed in 1994 at the same time the last section of Paris Estates was being developed and that a group of residents from the addition attended the meetings and they chose to pay the minimum. Mr. Paris stated that in the Paris Estates addition there are about 167 homes on wells.

OLD BUSINESS

Cemetery Cannon: Mr. Ault was contacted by the state museum. They will respond in writing to the City soon. Motion made to table by Mr. Ault, seconded by Mr. Hougland. Motion passed.

Minutes: Mayor Blankenship stated that they had skipped approval of the minutes. Mr. Hougland made a motion to approve the minutes of the meeting held March 13, 2001 as presented, seconded by Mr. Ault. Motion carried.

Claims: Ms. Sue Midkiff on behalf of the Clerk Treasurer presented the following claims for approval: Fifth Third Bank 22246-22400, Heartland Bank 3790-3822. Payroll 03-23-01 90000 – 90019. Mr. Hougland moved to approve the claims as presented. Mr. Ault seconded this motion. The motion passed.

Deer Run Subdivision - Request to reduce the speed limit from 30 mph to 20 mph: Mr. Young did not appear. Mr. Weir stated that he believed that the area should have additional stop signs and speed limit signage. Mr. Hughes thinks there should be more signage. Mr. Weir asked that the Board table this to allow him to look at it more closely. Chief Borges has spent time in the neighborhood watching traffic and did not observe any speed problems. The Mayor made a motion to table this request pending a review by the staff, seconded by Mr. Ault. Motion carried.

Sigma Alpha Epsilon: No one appeared. The Mayor stated that if the fraternity would give the Board a schedule each year listing the dates they intend to fire the cannon, that this matter would be allowed under the ordinance. Mr. Hougland seconded by Mr. Ault made a motion to remove this item. Motion carried. The Mayor will contact the fraternity to discuss the Board's decision.

G & H Wire: Mr. Kirk Flowers requests to be removed from the agenda.

Firefighter Arthur Schlangan: Mr. Hougland asked Attorney John Norris for his opinion on the question. Attorney John Norris stated that he and City Attorney David Denslaw agree with Chief Herron that the fourth week of vacation is earned at the conclusion of the thirteenth year. Mr. Ault stated that he did not agree with the opinion of the attorney. Mr. Hougland made a motion to accept the recommendation of the City Attorney. Mayor Blankenship seconded this motion. Motion carried.

BetzDearborn / ArvinMeritor: Mr. Bob Williams with ArvinMeritor appear to request that the Board of Works allow BetzDearborn to install ¾ " input and output discharge meters at the ArvinMeritor plant in Franklin. Mr. Hougland made a motion to approve the request, seconded by Mr. Ault. Motion carried.

Introduction to Proposed Resolution 01-08: Sidewalk Repair and Replacement Resolution: Mr. Hougland made a motion to table pending Council passage of the supporting ordinance, seconded by Mr. Ault. Motion carried.

Items to be Bid for 2001-2002: Mr. Ott stated that he advertised for bids to purchase motor fuels, (diesel & gasoline), and ready mix concrete. Mr. Ott stated that he will not bid for stone or patch as stated previously as the department's usage is not high enough to justify bidding those materials. He asked that the bids be placed at the beginning of the April 10, 2001 Board of Works meeting.

Rumpke: Mr. Tony McClendon and other representatives from Rumpke came to assure the Board that Trash and Recycle trucks will service Jefferson Street between the hours of 6:00 a.m. to 7:30 a.m. due to the Traffic problem on that street. They will post a flyer on each truck to avoid future problems. Mayor Blankenship asked Mr. Littleton the status of the education program. Mr. Littleton stated that he would check with Solid Waste. The monthly reports will resume in April.

Johnson County Highway Department - Guardrail Proposal for Graham Road. Mr. Ott stated that he has received an interlocal agreement, a copy that was forwarded to the City Attorney David Denslaw. He also stated that there is a second request from Johnson County for a project at Nineveh Road over Hazelett Ditch. Mr. Ault made a motion to remove this item, seconded by Mr. Hougland. Motion carried.

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NEW BUSINESS

Johnson County Court House: The request to appear was withdrawn.

Paris Point Subdivision: Mr. Fred Paris appears on behalf of Paris Point Subdivision for the final plat approval. This is the old Day's Inn property. Mr. Weir stated that the landscaping and signage permits are still pending. Mr. Weir asked that if the Board approved the plat with the condition that Mr. Weir withholds said permits until the landscaping is completed, Mr. Hougland made a motion to approve with the condition that the permits will be withheld until the planning office conditions are met, seconded by Mr. Ault, Motion carried. The Board and Mayor signed the Plat.

Ordinance Violation of City Code - 689 N. Main Street: Mr. Parsley posted the property January 23rd and spoke with the owner prior to that date. Mr. Weir stated that he sent a certified letter February 15th notifying the property owner, Mr. Richard Peavler, that the structure has been condemned. Mr. Peavler contacted the office and stated that he would obtain a demolition permit however he did not do this. Mr. David Brant whose parents live next door stated that the house has structural damage – the house was pushed off of its foundation.

Mr. Weir will send another certified letter to the owner informing him that they will conduct another inspection to determine the structural safety of the building and if it is found to be unsafe the City will proceed with steps to bring the building into compliance or order it demolished. The house has police tape around it. Mrs. Brant stated that juveniles are hanging around the house and she expressed concern that they might try to enter the house and could be hurt. She asked that the City make an effort to secure the building.

Mr. Ault suggested that the wording of the letter indicate to Mr. Peavler that the City is serious about resolving this matter. He stated that the letter should include information about fining the owner daily until he takes action. Mr. Ault also suggested additional police patrols around the property. Mr. Hougland made a motion to table, seconded by Mr. Ault. Motion carried.

STAFF REPORTS

Chief Borges

- Stated that Captain Gruss has been working on the City's Internet & E-mail problem. The system will go down Friday March 30 until April 2nd. Because of the changes each user workstation and e-mail address will have to be re-addressed.
- Officer Thomas R. Harke graduated from the academy.
- Two new police officers will start April 1, 2001

Mr. Mark Webb

- Stated that the cemetery fence was hit again. The repair for the damage was \$1,200.00.

Chief Herron

- Brought a maintenance and / or lease purchase agreement from Lanier to the Board for approval. This will be given to Mr. Denslaw for his review.
- Firefighter John Henderson started today. He is also a paramedic.
- Reported medic services billing figures since June 2000. Total billed to date \$125,605.00. Received thru February \$25,364.90.

Mr. Littleton No report.

Jerry Ott Reviews his report titled City Engineer Status of Tasks – March 27, 2001

Mr. Hughes He has made no progress on the brick wall.

Ms. Poe No report.

David Weir

- Dakota Drive progress – No new information.
- Knollwood Farms – he will be attending the Homeowners Assoc. Meeting.

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- Vacation of Hudson Street – Council approved an ordinance vacating the street.
- Ebony Circle - Oakleaf Estates has submitted an amended plat to the Planning Office.
- Johnson County Jail is nearly finished.
- The first meeting for TEA - 21 was held today.

Mayor Norman P. Blankenship made the following announcements:

- On behalf of the Clerk Treasurer
 - Effective May 1, 2001 regular vendor claims shall only be presented for Board of Works approval at the second meeting of each month scheduled on the fourth Tuesday of each month. The Mayor stated that he understood the reasoning behind the Clerk Treasurers decision to make this change. He recommended that Departments prepare purchase orders and get them to the Clerk's office for processing. A memo from the Clerk will be forthcoming.
- Amendments to Greenway Trail Ordinance 97-29 – The Mayor asked for recommendations from the Police Chief
- United Way Award "Double the Caring" given to the City last week
- City of Franklin Night at Victory Field Saturday May 19, 2001.

OTHER BUSINESS:

Mr. Rob Schafstall appears on behalf of the City to update the Board on the Alcoa - Kawneer Co. land purchase. Mr. Schafstall informed the Board that the bond has been paid off and asked the Board to authorize the Mayor to sign the deed allowing the City of Franklin to transfer ownership of the property from the City to Alcoa-Kawneer. Mr. Hougland made a motion to authorize the Mayor to sign the deed on behalf of the Board of Works to transfer the property to Alcoa- Kawneer, seconded by Mr. Ault. Motion carried.

Human Resource meeting will be Thursday March 29, 2001 at 8:00 a.m. The Department Head meeting Friday has been cancelled.

Mr. Fred Paris wanted to point out to Mr. Hughes that there is a large hole around a pipe in the road behind Tobacco Road on Hospital Road. Mayor Blankenship stated that there is also a large hole in the road at the entrance of WestParke also. Mr. Hougland pointed out that there is raised spot on the sidewalk at the southwest corner of King Street and N. Main St., where a handicapped parking sign formerly sat, which presents a hazard. He asked Mr. Hughes to have this repaired.

As there was no further business to come before the Board of Works, the meeting adjourned at 7:55 p.m.

Respectfully submitted,

Ms. Janet P. Alexander, Clerk Treasurer
Enrolled 4/2/01

Ms. Sue Midkiff, Recording Secretary

Approved by the Board of Works on the _____ day of April, 2001

Norman P Blankenship, Jr., Mayor