City of Franklin
COMMON COUNCIL

City Council Chambers
70 E. Monroe St.
Franklin, Indiana 46131

Monday, August 1, 2011 @ 6:30 p.m.

Presiding Officer:	Mayor Fred Paris
Members Present:	Dr. William T. Murphy, President Mr. Joseph Abban Mr. Joseph Ault Mr. Kenneth W. Austin Mr. Stephen D. Barnett Mrs. Ann Gordon Mr. Stephen D. Hougland
Also Present:	City Attorney Robert H. Schafstall, Clerk Treasurer Janet Alexander and Clerk Treasurer's Assistant Kathy Cragen

Mayor Paris opened the meeting and asked the Clerk-Treasurer to call the roll. Dr. Murphy offered the invocation, which was followed by a recitation of the Pledge of Allegiance.

CONSENT AGENDA

Mayor Paris presented the consent agenda for approval.

- Approval of the July 18, 2011 Common Council Minutes

Dr. Murphy, seconded by Mr. Abban, made a motion to approve the consent agenda as presented. The motion carried and the consent agenda was approved.

PRESENTATIONS

Ms. Sandi Huddleston speaking on behalf of Governor Mitch Daniels, and presented A Distinguished Hoosier Award to Council President, Dr. William "Ted" Murphy. Ms. Huddleston read the declaration aloud stating:

> *To All To Whom These Presents May Come, Greetings: "Whereas, some individuals distinguish themselves through significant contributions to their communities; and Whereas, the qualities and characteristics of such individuals reflect the best of the great State of Indiana; and Whereas, the actions of these individuals endear them in the hearts and minds of all Hoosiers; and Whereas, Indiana treasures individuals who give their time and talents out of an abiding sense of responsibility, commitment and concern for others; and Whereas, Dr. William "Ted" Murphy is such an individual who has earned the respect and admiration of Hoosiers across the state and is worthy to join the ranks of these honorees; Now Therefore, I, Mitchell E. Daniels, Jr., Governor of the State of Indiana, do hereby declare and appoint Dr. William "Ted" Murphy as a Distinguished Hoosier".*

OLD BUSINESS

Proposed Use of Former Street Department by Non-Profits

Mr. Rob Shilts of Franklin Heritage came forward, and stated that he was speaking on behalf of Franklin Heritage, Habitat for Humanity and the Lord's Cupboard. Mr. Shilts explained that the objective would be to develop a location where people can purchase salvaged building materials and household goods in one location. He presented information about other similar agencies. The former street garage is currently being used for a storage of salvaged building materials from homes demolished in the Flood Acquisition project also known as Project Green. Mr. Shilts ask the Council to allow him time to research all of the aspects. Mayor Paris stated that the legal ad announcing the sale of the former garage and fire station will run in the next 10 days. The sale period is 60 days before anything is decided, which will give them time to complete their plan.

Redevelopment Commission's (RDC) Offer to Acquire City Properties

Mayor Paris introduced the request from the RDC. Councilman Barnett read aloud a written motion concerning each building. He stated, "I would like to propose that the City Council make a recommendation to the Board of Works to have the RDC take title to the G.C. Murphy building. I would also like to recommend that the RDC give private investors a chance to work with the FDC to take advantage of various programs that are available through that agency. If private developers have not come forward in six (6) months then the RDC should move forward with what they see as the best fit for that building. All of this is in exchange for the $400,000 shortfall on the N. Main Street project."

Mr. Barnett made a motion to ask the RDC to take title of the G.C. Murphy building, and give the City the money that would go into the Main Street project, seconded by Mr. Abban. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

Mr. Barnett then stated his recommendation for Old City Hall, the former Franklin Post Office. "I would like to propose that the city council make a recommendation to the Board of Works to take the Old City Hall Building off the table until Rob Shilts gets the building on the Historical List. When that is done, revisit the options with the City Council and the RDC."

Mr. Barnett also made a motion that if we find a buyer that would be willing to get this property listed on the Historical List he would be willing to sell it; this motion was seconded by Mr. Austin. A voice vote was taken on the above motion with all members stating Aye. No members stating Nay. The motion carried.

Mr. Rob Shilts Executive Director of Franklin Heritage, Inc. came forward and stated that the process requires application to the state and the federal government to have a building listed on the Historical Registry. The process takes some time to accomplish. Mr. Shilts also stated that it could cost as much as $5,000 to have property listed on the Historical Registry, and it would take approximately two months or more before it is completed. A discussion was held.

Mr. Barnett made a third motion stating: "I would like to propose that the City Council make a recommendation to the Board of Works that the Oren Wright property be donated to the library board on two (2) conditions: 1. To replace the 97 parking places that are set aside for the county, and 2. That it goes to the May ballot for referendum and passes. If it fails in the referendum we can re-visit at that time with the City Council and the RDC." A discussion was held. The motion was seconded by Mr. Austin. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

Introduction of Ordinance No.: 11-06: An Ordinance Regulating Golf Carts
A motion was made by Mr. Austin, seconded by Mr. Ault, for Mayor Paris to read this ordinance by title only stating that this was for introduction. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried. City Attorney Rob H. Schafstall reviewed the state law explaining that golf carts are not permitted on city streets unless the city has an ordinance allowing them. Mr. Schafstall reviewed the contents of the proposed ordinance. A discussion was held. This matter will be set for first reading and a public hearing at the next regular meeting.

Public Hearing on Proposed Salary Ordinances
The Mayor presented the following proposed ordinances for Public Hearing:

i. Budgetary Ordinance No.: 11-05: A Budgetary Ordinance Fixing the Annual Salaries and Providing Compensation For All Elected Officials of the City of Franklin, Indiana for Year 2012

ii. Ordinance No.: 11-06: A Budgetary Ordinance Fixing and Authorizing the Payment of Certain Salaries of Appointed Officers and Employees of the City of Franklin, Indiana for Year 2012 (Civil City)

iii. Budgetary Ordinance No.: 11-07: A Budgetary Ordinance Fixing and Authorizing the Payment of Certain Salaries of Appointed Officers and Employees of the City of Franklin, Indiana for Year 2012 (Sewer Utility)

Mayor Paris stated that the Elected Officials salary ordinance had no changes from last year, and the same is true with the Civil City salary ordinance, he then opened these items for Public Hearing. Mayor Paris asked for comments, but no one asked to speak. The Mayor pointed out that funds were included in the various budgets for raises if the Council elected to give them. Mr. Austin asked about the salary given to the appointed members of the Board of Public Works and Safety. He specifically asked if the salary was raised when the city council members received a raise. Clerk Treasurer Janet P. Alexander stated that they did not receive a raise at that time.

Dr. Murphy, seconded by Mr. Barnett, made a motion to table the discussion of elected official's salaries at this time, and talk about city employee salaries. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

Mayor Paris opened a discussion regarding the civil city employee's salary ordinance. Mr. Abban asked about money from the general fund, and stated that he thinks they should give employees a one time $300.00 bonus and return two holidays to them that were taken away in the past. Mayor Paris stated that he thinks that employees should be given a one-time bonus of $1000.00 rather than giving back holidays due to the fact that additional holidays would create issues with overtime in both the Police and Fire Departments. Mr. Barnett also favored the return of paid holidays. The Mayor suggested that any payment or bonus be paid at one time at the first of the year. The Clerk Treasurer Alexander agreed that the payment should be made one time at the beginning of the year.

The Clerk Treasurer stated that the salary ordinances presented are the same as those approved last year. Ms. Alexander also stated that there are funds set aside which would allow either a percentage or flat increase to employees. Mr. Ault favored the one-time stipend. Mrs. Gordon stated that she felt it should be a flat amount to all employees in the first pay period of 2012. Mr. Austin asked the Clerk Treasurer to provide a suggested dollar amount for the increases by the next meeting. The Clerk Treasurer said if they are proposing a one-time increase, the salary ordinances they are looking at would not change. However, if they decide to give raises then these ordinances would have to be adjusted.

Mr. Abban made a motion to table the discussion concerning salary increases for employees, seconded by Mr. Barnett. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried, and this matter was tabled.

Planning Director Krista Linke passed out a worksheet detailing requested changes to the Ordinance No.: 11-06: A Budgetary Ordinance Fixing and Authorizing the Payment of Certain Salaries of Appointed Officers and Employees of the City of Franklin, Indiana for Year 2012 (Civil City) as it pertained to her department. Ms. Linke stated that they would be eliminating two full time positions, and adding a part-time position. The changes adopted in the salary ordinance included the following:

- Code Compliance Official (1) at $38,500 the title on this position would change to Community Development Specialist with no change in salary.
- Code Compliance Official (2) at $33,000 would be eliminated.
- Flood Recovery & Grant Coordinator (Rainy Day Fund) at $38,000 would be eliminated.

Mr. Hougland, seconded by Mr. Ault, made a motion to approve changes presented by the Planning Department. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

Mayor Paris told the Council that the City has a civilian fire inspector Bryne Pursifull that does not get a clothing allowance at this time; he would like to amend the clothing allowance ordinance to add Mr. Pursifull in the future. Dr. Murphy, seconded by Mrs. Gordon, made a motion to accept this change. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

Mayor Paris stated that this was a Public Hearing on Sewer Utility Salary Ordinances, and that there were no changes proposed. The Mayor asked if anyone from the public wished to speak for or against the proposed ordinance. No one asked to speak. Dr. Murphy made a motion to approve as presented, seconded by Mr. Austin. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

Mr. Austin asked when the last pay increase was given to the Board of Works members. Clerk Treasurer Alexander stated that it was probably adjusted around 2005. Ms. Alexander also stated the Board of Works members are paid $2,700 yearly. Mayor Paris stated that he feels for all of the work they do that they are extremely underpaid. Mr. Austin made a motion to give the Board of Works members a raise not to exceed $3,800, seconded by Dr. Murphy. A voice vote was taken with Mrs. Gordon, Mr. Austin, and Dr. Murphy voting Aye. Mr. Abban, Mr. Ault, Mr. Barnett, and Mr. Hougland, voted Nay. The motion did not carry, and the salary proposed remains the same.

New Business

Request Approval of Resolution 11-04 - Resolution Authorizing Cash Change and Petty Cash Accounts for the Parks and Recreation Department (Repealing and Replacing Resolution No. 03-08)
Mayor Paris stated that the Parks Department cash change fund is insufficient. Parks Superintendent Chip Orner stated that they would like to increase this amount to $250.00. The requested increase was approved by the Parks Board. Clerk Treasurer Alexander made a recommendation that they approve this retroactively. Mr. Abban made a motion to approve, seconded by Mrs. Gordon. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

Discussion/Action - Interlocal Fuel Sharing Agreement between Johnson County and City of Franklin
Mayor Paris stated that an agreement has been reached with Johnson County. The City has agreed to pay Johnson County $.05 per gallon over their rate for the privilege of using their pumps. This is presented for informational purposes only.

Introduction of Budgetary Ordinance 11-08: A City of Franklin, Indiana Budgetary Ordinance Setting Appropriations and Tax Rates for the year 2012
Clerk Treasurer Alexander reviewed the contents of their budget folder with the Council members. Ms. Alexander stated that there will be a Public Hearing on the Budget on August 15, 2011, at which time the Council will be considering appropriations, levies and tax rates for 2012.

Mayor Paris told the Council that both the Parks Department and the Cemetery will be asking for modest increases in their budgets. Both of these departments are raising additional funds to offset the requested increases. The Mayor stated that he would like to encourage the Council to consider approving these increases.

ANNOUNCEMENTS, PRESENTATIONS & COUNCIL MEMBER COMMENTS

Resident Fran Leeper asked when tax rates will be published. The Clerk Treasurer replied that the estimated rates and levies would be presented at the next meeting and that they will be on our website on Form 4B.

Resident John Wales thanked both the Police Department and the Parks Department for their help at the car show held on July 23, 2011 in memory of the Dickus family murder victims.

Resident Gary Moody told the Council that he appreciates their discussion on old city hall, but he still feels that they should identify where City Court will be located.

ADJOURNMENT

A motion and a second were made to adjourn. As there was no further business to come before the Common Council, the meeting adjourned at 8:47p.m. The next regular meeting will be held Monday, August 15, 2011 at 6:30 p.m.

Respectfully submitted,
Janet P. Alexander, Clerk-Treasurer

Enrolled: 8/12/2011 Approved by Common Council: 8/15/11