

**CITY OF FRANKLIN**  
**BOARD OF PUBLIC WORKS AND SAFETY**  
**Meeting Minutes**  
**August 2, 2011**

**Opening**

Mayor Paris called the regular meeting of the Board of Public Works and Safety to order at 9:00 a. m. in City Hall.

**Roll Call**

The roll was called and Mayor Paris, Mr. Joe Ault and Mr. Dan Murray were present.

Also present were: Police Chief Tim O’Sullivan, Fire Chief James Reese, Parks Department Superintendent Chip Orner, Sewer Billing Office Manager Sherry Phillips, Cemetery Sexton and MS4 Coordinator Richard Dewitt, Senior Planner Joanna Myers, DPW Superintendent Rick Littleton, Project Supervisor Todd Wilkerson, Street Maintenance Supervisor Andy Duckworth, Clerk-Treasurer Janet P. Alexander, Communications Director Zachary Burton, Administrative Assistant Kathy Cragen and City Attorney Robert H. Schafstall.

Mayor Paris offered an invocation immediately followed by the Pledge of Allegiance.

**Public Comments**

Code Enforcement Officer Rhoni Oliver explained that the dangerous property located at 250 W. King Street will be remedied by a group of volunteers who have offered to help move the electrical items and demolish the garage, as the owner is disabled. She requested that the City waive the demolition permit and electrical permit fees. Mr. Ault made a motion to approve waiving these fees, seconded by Mr. Murray. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

**Consent Agenda**

Mayor Fred Paris presented the consent agenda for approval.

1. Approval of Minutes from meeting held July 19, 2011.
  - o Mr. Ault asked that minutes presented be amended by adding the word “Trails” to the Request for Vacation of Drainage Easement in Heritage Subdivision. He explained that the minutes should have read: “Request for Vacation of Drainage Easement in Heritage Subdivision Trails”. Mayor Paris agreed. Mr. Ault made a motion to approve the minutes as amended, seconded by Mayor Paris. The motion carried.
2. Approval of Claims
  - o #072311 Sewer Utilities in the amount of \$3,964.53
  - o #072211 BOW Utilities in the amount of \$130,406.09
  - o July Pension in the amount of \$56,588.07
  - o Payroll for July 29 in the amount of \$329,512.57
  - o Final Severance & Benefit Pay-out of \$9,929.09
  - o #073011 Sewer Utilities in the amount of \$537.33
  - o #072911 BOW Utilities in the amount of \$7,052,874.09
  - o #080211 BOW Meeting in the amount of \$168,275.19
  - o #080311 BOW Meeting Buy-Out in the amount of \$18,041.17
  - o #080111 Sewer Utility in the amount of \$33,740.70

## **OLD BUSINESS**

### **Revised Proposal - Franklin Alley Study**

WWTP Superintendent Rick Littleton presented a revised proposal from Wessler Engineering for fixing the drainage problem in the alley behind the Artcraft Theatre. A discussion was held. Mr. Murray made a motion to accept the revised proposal, seconded by Mr. Ault. A voice vote was taken and all members stated Aye. No members stated Nay. The motion carried.

### **Request to use City Property for Charity Event - Tom Mazza tabled from previous meeting**

Mr. Mazza was not present. Mayor Paris made a motion to table this request for a second time; this was seconded by Mr. Murray. A voice vote was taken with all members stating Aye. No members stating Nay. The matter was tabled.

### **Proposed use of former Street Department Garage by Nonprofits**

Franklin Heritage Executive Director Rob Shilts came forward, and gave the Board an overview of how the former street department garage(s) could be used to benefit the whole community. Mr. Shilts explained how the recycling of old houses/ buildings helps decrease amount of debris in landfills, and help citizens who are rehabbing older homes to find vintage building materials and hardware for their project. Mr. Shilts asked for additional the time to put together a presentation for ideas on how they could use of the old fire station. Mayor Paris stated that Board is asking that all non-profits look at their options; and said that the City will be advertising this property for sale in the near future. Mayor Paris asked Mr. Shilts if he felt there would be enough room in this building for Franklin Heritage, Lord's Cupboard, Inner Church food pantry, etc. Mr. Shilts stated that he felt that the facility could accommodate all three of the non-profit groups.

Mayor Paris also asked Mr. Shilts to estimate how long he thinks it will take to place the former post office and former city hall building located at 55 W. Madison Street on the Historic Registry. Mr. Shilts stated that it could take eight months to a year to accomplish this, explaining that there is a lot of paperwork and the process is very time consuming. He also said that it should not take as long to get a public building on the registry as it would for a private home.

## **NEW BUSINESS**

### **Ray's Trash Report**

Ms. Britter Matthews-Cook gave a quarterly report concerning trash & recycling service. She stated that there have been some issues with construction materials being put out for heavy trash pickup. Mayor Paris asked the Planning Department to address this issue.

### **Discussion Franklin Lakes Crime Watch Association**

Mr. Tom McKnight came forward and introduced himself as President of the Franklin Lakes Crime Watch Association. Mr. McKnight also introduced Kevin Cooper as Vice-President, Louis Good, the Treasurer, and Michael Weathers, the organizations Secretary. Mr. McKnight stated that they would like to have a police officer assigned to attend their quarterly crime watch meetings as they have in the past. Mr. Weathers explained that they represent both Franklin Lakes and Windstar subdivisions. Mr. Weathers said that they had received a lot of help from police in the past, and would like for them to come to their meetings again. He also asked if the Board would consider helping with the cost of pamphlets provided to residents. Mr. Weathers told the Board that they would like to be allowed to put up additional "Crime Watch" signage in

the neighborhood. He said that they are willing to purchase the signs and wondered if the city could install them. Police Chief O'Sullivan stated that this goes back several years ago when they tried to assign particular officers to different neighborhoods. Chief O'Sullivan stated that they would pay officers 2 hours of overtime to attend these meetings; they no longer have the manpower or budget to do this. Mr. Ault asked if officers might be willing to donate time for projects like this; he stated that he was a reserve officer with the sheriff's department and would be willing to help if it was approved by the sheriff's department. Mr. Ault stated that he feels we should be able to help with the signs. Mayor Paris told the group that if they get the signs the Street Department will install them. Mayor Paris made a motion that the Crime Watch Association purchase the signs and the Street Department will put up the signs, seconded by Mr. Ault. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried. Mayor Paris stated that he and Chief O'Sullivan will need to discuss how to handle officers at these types of meetings. Mayor Paris made a motion to take this under advisement until the next meeting, seconded by Mr. Ault. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

#### **Request Police Assistance for Crop Walk**

Franklin resident Bill Qubeck came forward to discuss the annual Crop Walk sponsored by Church World Service. Mr. Qubeck stated that this event will take place Sunday, October 2<sup>nd</sup> at 2:00 p.m. They requested police assistance at street intersections and asked for permission to put up signage. The event starts and ends at Grace United Methodist Church, and they will follow the same route used last year. Mr. Qubeck estimates that 300 people will participate in the walk. Mr. Murray made a motion to approve, seconded by Mr. Ault. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

#### **Request to have "No Parking" curb painted in front of 989 Canary Creek Drive**

Mr. Larry Glidden stated that there are parking issues in front of his residence at 989 Canary Creek Drive. Mr. Glidden stated that cars parked in front of his home block his mailbox and makes entrance and egress into his driveway difficult. A discussion was held. Mayor Paris moved to table this matter until the Project Supervisor and the Street Department have a chance to look at the area. The motion was seconded by Mr. Murray. A voice vote was taken with all members stating Aye. No members stating Nay. The matter was tabled.

#### **Request Alley Vacation John Herriott's North Addition**

Mr. Jordan Allen of 96 Patterson Street who explained that the alley beside his house is never used and he requested that the City vacate the alley. A discussion was held. Mr. Allen stated that his neighbor also wants the alley closed but he does not have anything in writing from the neighbor at this time. Mayor Paris asked the WWTP Supervisor Rick Littleton about utilities in this alley. Mr. Littleton stated that he would have to check. Mayor Paris stated that Mr. Allen would have to petition the Council to vacate the alley. Mayor Paris made a motion to recommend the alley be vacated, seconded by Mr. Ault. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

#### **Request for Street Closures for Cruise-in**

Mr. James Callon came forward and stated that he would like to hold a classic car cruise-in downtown with live bands and other entertainment. The money raised at this event would go to the cancer and diabetes societies. There would be no need for street closures; they would like to use the parking lot west of the courthouse (Oren Wright), and the City Hall parking lot for the bands. Mayor Paris asked them to work with the Parks Department about using their stage for the bands. Mr. Callon stated that this event would be held Sunday, September 4<sup>th</sup> and would start at noon and be over at 6:00 p.m. Clerk Treasurer Alexander stated that they must provide required insurance and recommend that they provide lots of trash containers for the event. Mr.

| <b>CITY OF FRANKLIN, INDIANA</b>                         |                         |                          |                     |                  |                  |                  |
|----------------------------------------------------------|-------------------------|--------------------------|---------------------|------------------|------------------|------------------|
| <b>ACQUISITION PROJECT - DEMOLITION PHASE (07-13-11)</b> |                         |                          |                     |                  |                  |                  |
| <b>August 2, 2011</b>                                    |                         |                          |                     |                  |                  |                  |
| <b>No.</b>                                               | <b>Location</b>         | <b>BIDDER #1</b>         | <b>BIDDER #2</b>    | <b>BIDDER #3</b> | <b>BIDDER #4</b> | <b>BIDDER #5</b> |
|                                                          |                         | Beaty Construction, Inc. | Brusco LLC          |                  |                  |                  |
| 1                                                        | 15 W. South Street      | \$ 6,000.00              | \$ 7,230.00         |                  |                  |                  |
| 2                                                        | 201 W. South Street     | \$ 6,000.00              | \$ 7,230.00         |                  |                  |                  |
| 3                                                        | 237 W. South Street     | \$ 6,000.00              | \$ 7,230.00         |                  |                  |                  |
| 4                                                        | 451 S. Dunn Street      | \$ 6,000.00              | \$ 7,230.00         |                  |                  |                  |
| 5                                                        | 459 E. Jefferson Street | \$ 6,000.00              | \$ 7,230.00         |                  |                  |                  |
| 6                                                        | 499 E. Jefferson Street | \$ 6,000.00              | \$ 7,230.00         |                  |                  |                  |
| 7                                                        | 525 E. Jefferson Street | \$ 6,000.00              | \$ 7,230.00         |                  |                  |                  |
|                                                          |                         |                          |                     |                  |                  |                  |
|                                                          |                         |                          |                     |                  |                  |                  |
|                                                          |                         |                          |                     |                  |                  |                  |
|                                                          |                         |                          |                     |                  |                  |                  |
|                                                          |                         |                          |                     |                  |                  |                  |
|                                                          |                         |                          |                     |                  |                  |                  |
|                                                          |                         |                          |                     |                  |                  |                  |
|                                                          |                         |                          |                     |                  |                  |                  |
|                                                          |                         |                          |                     |                  |                  |                  |
| <b>TOTAL BID</b>                                         |                         | <b>\$ 42,000.00</b>      | <b>\$ 50,610.00</b> | <b>\$ -</b>      | <b>\$ -</b>      | <b>\$ -</b>      |

**Request for Taxi Franchise license**

Mr. James Bay told the Board that he had purchased a limousine and would like to use it for events or taking people home from bars. Mr. Bay was told that the City does not license or control limousine services. He was advised to contact his insurance company.

**One Indiana Initiative**

Ms. Santa Augustyniak representing the Dodson Group Business Interiors came forward to talk about the One Indiana Initiative. Ms. Augustyniak told the Board that this is state pricing with no mark up. The Dodson Group recently signed on to the One Indiana Initiative and she wanted to introduce herself and provide information to the City. Clerk Treasurer Alexander stated that One Indiana is a massive quantity purchasing agreement negotiated by the State of Indiana covering virtually every type of product including vehicles, salt, fuel, office supplies, and furniture.

**Request permission to file liens for Code Violations over 60 days**

Mayor Paris made a motion to approve a request submitted by the Clerk Treasurer to file liens on unpaid ordinance violations, seconded by Mr. Murray. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

**Discussion Concerning Issues with Door to Door Solicitors**

Mayor Paris stated that he believes that there should be a charge for solicitor licenses, and he would also like to check with the BBB to see if any complaints have been filed before issuing a license. Clerk Treasurer Alexander stated that we already state that solicitors must have State and City limited criminal background checks before licenses are issued, and we also notify the police department when the licenses are issued. Each license is issued for one (1) year. A discussion was held. Mayor Paris asked if we can check with BBB, and deny the license. City Attorney Rob H. Schafstall stated that this raises constitutional issues. Mayor Paris would like a card stating City of Franklin does not endorse any products. Clerk Treasurer Alexander wondered about putting an ad to this affect in the Daily Journal, and putting this on our website. Mayor Paris stated he thought we should send out this notice with our utility bills as these go out to every homeowner. Mayor Paris made a motion to recommend that the Common Council amend the ordinance and charge \$50.00 for solicitor's licenses. This motion was seconded by Mr. Murray. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

**Request Approval of Street Closings for Fall Festival**

Active Adult Center Director Pam Gibson requested approval of street closings for the Fall Festival Parade which will be held Saturday, October 1<sup>st</sup>, at 1:00 p.m. The parade route is the same as last year except it will turn west on Wayne Street to South Main Street and end on Caisson Drive. Mr. Ault made a motion to approve, seconded by Mayor Paris. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

Mayor Paris stated that since the Johnson County Fair had been so hot this year they had contacted a festival ride company, and may set up a small midway on Oren Wright parking lot. Mayor Paris made a motion to approve the carnival rides, stating that we will require them to provide proof of insurance. This motion was seconded by Mr. Murray. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

**Request Approval to Adjust Out Sold Sewer Accounts with Outstanding Balances**

Sewer Utility Billing Manager Sherry Phillips told the Board that there are properties that have been sold but have outstanding unpaid balances that were due from the prior owner, some dating

back to 2009. Ms. Phillips stated that they would like to get these cleaned out of their system. She explained that most of these were private sales or bankruptcies. They total a little over \$6,000.00 for all accounts. A discussion was held. Mayor Paris made a motion to table the matter, and requested that the City Attorney review them before making any decisions; this was seconded by Mr. Ault. A voice vote was taken with all members stating Aye. No members stating Nay. The motion was tabled.

### **Discussion of Yellowstone Way Parking Issues**

Mayor Paris stated that he received an email from a resident complaining about parking issues in this area. A discussion was held. The Mayor said that he would like some type of ordinance to force cars to be moved off the streets every 60 days so streets can be cleaned. Mr. Ault would like to form a taskforce to look at this issue. He asked resident Ron Collins to serve on this taskforce.

### **Request to pay \$23,535.00 to A & K Excavating for Ditch cleaning on Commerce Drive, and be reimbursed by the RDC**

Mayor Paris asked the Board for permission to pay an invoice received from A & K Excavating for \$23,535.00 which the RDC will reimburse. Mr. Ault made a motion to approve, seconded by Mr. Murray. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

### **Introduction only - Discussion/Action - On Interlocal Fuel-Sharing Agreement between Johnson County and the City of Franklin, Indiana**

City Attorney Rob H. Schafstall told the Board that the City and County have reached an agreement to allow the City to purchase fuel and use the County's gas fueling station. He explained that both the City Council and the County Council must approve the agreement and then the agreement will come back to the Board of Works for final adoption. Mayor Paris made a motion to approve, seconded by Mr. Murray. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

Mayor Paris told the Board that the members of the Common Council voted to make the following recommendations to the Board of Works concerning the disposition of the former G.C. Murphy building, old City Hall, and the Oren Wright properties.

1. To ask the RDC to take title of the G.C. Murphy building, and give the City \$400,000 which could be used to fund the Main Street TEA drainage project.
2. To take the old City Hall building off the table until Rob Shilts gets the building on the historic registry. When that is done, revisit the options with the City Council and the RDC. They also recommended that if the City finds a buyer that would be willing to get this property listed on the historic registry, they could sell it.
3. That the Board of Works donate the Oren Wright property 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.

## **Department Reports / Staff Reports**

Parks Superintendent Chip Orner stated that he had noticed that the Welcome to Franklin signs are in terrible shape and need painted and re-caulked. Mr. Orner found a company to do all four signs for \$1,195.00. Mr. Ault made a motion to approve, seconded by Mr. Murray. A voice vote was taken with all members stating Aye. No members stating Nay. The motion carried.

Mayor Paris told the Board that he had asked Mr. Orner to replant planters around town, as all of the flowers had died. The cost of this project was \$1,100.00, and the Mayor requested that the Board of Works pay for the flowers.

Fire Chief Jim Reese turned away a concrete truck this morning at Station #22 because they had not brought the correct concrete. Mayor Paris stated that he believed it was time to put them on legal notice if this project is not completed by September 1<sup>st</sup> we will hire someone else to do the work. City Attorney Schafstall will work with Chief Reese to draft a notice to the contractor.

City Attorney Schafstall told the Board that he had received a purchase offer for old city hall. Mr. Schafstall also stated that he met with Mr. Bradley and that they are ready to proceed with the sale of 400 S. Main St. Mayor Paris stated that the proceeds of this sale will be earmarked to pay for the planning of the new park across from the cemetery.

Mayor Paris stated that he had received INDOT supplemental #1 concerning the TEA Main Street drainage project.

Mayor Paris announced that due to the length of this meeting he would not hold a Department Head meeting today.

## **ADJOURNMENT**

As there was no further business to come before the Board of Works a motion was made and seconded to adjourn. The meeting adjourned at 11:14 a.m.

Respectfully submitted,

Janet P. Alexander  
Clerk Treasurer

Enrolled: 8/12/2011

Approved by the Board of Works: 8/16/11