

**City of Franklin
COMMON COUNCIL**

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

Monday, May 3, 2010 @ 6:30 p.m.

Presiding Officer: Mayor Fred Paris

Members Present: Dr. William T. Murphy, President
Mr. Joseph Abban
Mr. Joe Ault
Mr. Kenneth W. Austin
Mr. Stephen D. Barnett
Mrs. Ann Gordon (arrived at 6:35 p.m.)
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.

Mr. Abban introduced Captain Wood who was one of several armed services people in the audience. Mr. Abban thanked them for their service to our country. Captain Wood gave a brief description of what their service entailed.

CONSENT AGENDA

Mayor Paris presented the consent agenda for approval.

- o Approval of the April 5, 2010 Common Council Minutes
- o Approval of the April 15, 2010 Common Council Special Meeting Minutes
- o Approval of the April 19, 2010 Common Council Minutes
- o Budget Resolution 10-03: Fire Merit request to transfer funds between major series

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

OLD BUSINESS

City of Franklin Ordinance No. 10-04 An Ordinance Approving Resolution Number 2009-30 of The City of Franklin, Indiana Plan Commission, Rezoning Certain Property to Downtown Overlay (DT-OL) (To Be Known as the Downtown Overlay Zoning Ordinance Amendment)

Council Member Steve Barnett chairperson of the sub-committee appointed to consider amendments to this ordinance stated that the ordinance will be brought back at the next meeting with changes incorporated pursuant to the committee's recommendations.

PUBLIC HEARINGS

Ordinance No. 10-03 – An Ordinance Regulating the Placement, Collection, and Disposal of Garbage, Trash, Refuse, Yard Waste, White Goods, and Heavy Trash Within the City of Franklin, Providing for Mandatory Curbside Recycling, and Providing Penalties for Violation of This Ordinance

Planning Director Krista Linke presented the proposed ordinance for public hearing. Dr. Murphy made a motion to read the ordinance by title only, seconded by Mr. Austin. Mayor Paris read the ordinance aloud by title only. A discussion was held. Mayor Paris asked if anyone from the public wanted to comment on the ordinance. Mrs. Fran Leeper commented that the current trash hauler tosses trashcans and bins around her street. At the conclusion of the public comments, Mayor Paris closed the public hearing and Dr. Murphy made a motion to approve, seconded by Mrs. Gordon. The motion carried.

NEW BUSINESS

INTRODUCTIONS

City of Franklin Ordinance No. 2010-06 An Ordinance Approving Resolution No. 2010-08 of the City of Franklin, Indiana Plan Commission, Rezoning Certain Property With The City of Franklin (To be known as the Indiana Masonic Home PUD Detail Plan Rezoning)

City Attorney Rob H. Schafstall explained that this ordinance may be approved tonight as the public hearing has already taken place. Dr. Murphy made a motion to read the proposed ordinance aloud by title only, seconded by Mr. Abban. Mayor Paris read the ordinance aloud by title only. Ms. Rose Scovall a consultant representing the Indiana Masonic Home gave an overview of the plans incorporated into the proposed planned development. A motion was made by Mr. Barnett to approve the proposed ordinance, seconded by Mr. Austin. The motion carried.

City of Franklin Ordinance No.: 2010-07 An Ordinance Authorizing The Issuance Of The City Of Franklin, Indiana Economic Development Revenue Refunding And Improvement Bonds, Series 2010 (The Franklin United Methodist Home, Inc. Project), And To Loan The Proceeds Thereof To The Franklin United Methodist Home, Inc. And Authorizing And Approving Other Actions In Respect Thereto

Mr. Austin made a motion to read by title only, seconded by Mr. Barnett. Mayor Paris read the ordinance aloud by title only. City Attorney Rob H. Schafstall stated that the Methodist Community is refinancing their 2007 revenue bonds and increasing the amount of the bond. Mr. Schafstall also explained that they were asking the Council to suspend the rules and consider this matter on first reading. Mr. Barnett made a motion to suspend the rules, seconded by Mr. Ault. Dr. Murphy recused himself from this vote. The vote was unanimous. Ms. Angela K. Imel of Barnes & Thornburg came forward to explain that the additional funds will be used for capital improvements to the community. Dr. Joseph Trueblood Executive Director of the Indiana Methodist Community was also available to answer questions. Mr. Hougland made a motion to approve, seconded by Mr. Barnett. The motion carried.

Tax Abatement Compliance Reports: Pridgeon & Clay, Inc., Holbrook Mfg, Inc., Franklin Tech Park Associates, Laugle Properties, BCC Products, Dualtech, Inc., Laugle Properties, LLC, Amcor PET Packaging, Caterpillar, Electro-Spec., Midstate Mfg. Corporation, NSK Precision American, Inc., NSK Corporation, CTC Casting Technologies, Superior Essex, KYB

City Attorney Rob H. Schafstall asked that these reports be lumped together explaining that the Economic Development Committee had approved them. Mayor Paris presented all the proposed tax abatement compliance reports for consideration. Dr. Murphy made a motion to approve all the reports submitted. Mr. Austin seconded this motion. The motion carried.

OTHER BUSINESS

Mayor Paris told the Council that he intends to provide them with a report concerning his recent trip to China and Japan at a future meeting. He stated that Project Green is going well, and that progress is being made on the planned sidewalk projects.

Mr. Barnett asked about the trees in the Project Green area. The Mayor said that it is his intent to save as many trees in this area as possible. Mr. Ault stated in his opinion the City needs to discuss our long-range goal for this area. Mr. Abban also expressed concern about the trees. Mayor Paris stated that we have two certified arborists and a working Tree Board which should be able to figure out which trees need to be saved.

PUBLIC COMMENTS

Mayor Paris asked if anyone from the Council or the public had anything they wanted to discuss. City resident Gary Moody of 299 ½ Madison Street came forward and stated that he had learned that over 100 trees in the Project Green area are marked for removal. Mayor Paris stated that trees were marked for the Tree Board and arborists to review. Mr. Moody also asked about the sale of 55 W. Madison Street stating that the City website still had the original advertisement listed.

Mayor Paris asked if the armed service members present in the audience would come forward for a presentation. The Council recognized their service and patronage by presenting each member with a City lapel pin, and thanked each of them for their service.

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 7:40 p.m. The next regular meeting will be held Monday, May 17, 2010 at 6:30 p.m.

Respectfully submitted,
Janet P. Alexander, Clerk-Treasurer

Enrolled: 5-14-10

Approved by Common Council: 5/17/10